

KANSAS BOARD OF REGENTS

MINUTES

September 19-20, 2018

The September 19, 2018, meeting of the Kansas Board of Regents was called to order by Chair Dennis Mullin at 1:30 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: Dennis Mullin, Chair
Shane Bangerter, Vice Chair
Joe Bain
Ann Brandau-Murguia
Bill Feuerborn
Dave Murfin
Daniel Thomas
Helen Van Etten

MEMBER ABSENT: Zoe Newton

APPROVAL OF MINUTES

Regent Thomas moved that the minutes of the June 15, 2018 special meeting, the June 20-21, 2018 regular meeting, and the August 8-10, 2018 Budget Workshop and Retreat be approved. Following the second of Regent Van Etten, the motion carried.

INTRODUCTIONS

President Mason introduced Fort Hays State University's new Student Government Association President, Adam Schibi. Chancellor Girod introduced the following University of Kansas students who were the recipients of scholarships and fellowships: Emily Boyd – Barry Goldwater Scholarship, Cara Davis – Barry Goldwater Scholarship, Joseph Loomis – Barry Goldwater Scholarship, Zachary Wood – Barry Goldwater Scholarship, Constanza Castro – Public Policy and International Affairs Junior Summer Institute Fellowship, Rachel Atakpa – John Lewis Fellow for Humanity in Action, and Tracey Funk – Udall Scholar. President Scott introduced Pittsburg State University's Unclassified Staff Senate President, Lindell Haverstic, and University Support Staff Senate President, Michael Woodrum. President Myers introduced Kansas State University's new Provost, Charles Taber. Jordan Kiehl, KSU's Student Body President, introduced KSU's student legislative director, Faith Tuttle. Garden City Community College's Interim President, Ryan Ruda, was introduced by President Calvert. Natalie Yoza, the new Associate General Counsel for the Board Office, was introduced by President Flanders.

GENERAL REPORTS

REPORT FROM CHAIR

Chair Mullin reported the Board held its annual budget workshop and retreat last month. At the retreat, the Board received presentations on the impact of children's educational savings accounts and a scholarship initiative the Kansas City Kansas School District implemented, which has

resulted in millions of renewable scholarships awarded to high school students. Information was presented on the new strategic planning process and the community college budgeting process. The Board also discussed the Unified Budget Request for FY 2020 and 2021 and a communication and advocacy plan for the year. Chair Mullin noted this year the Board wants to focus on increasing communication with the executive and legislative branches as well as individual Kansans on the importance of higher education. As part of the new focus, Chair Mullin along with President Flanders and Matt Casey, Director of Government Relations, met with the three gubernatorial candidates to discuss higher education. Chair Mullin also presented testimony earlier this month to the Legislative Budget Committee regarding the opportunities and challenges facing the higher education system. Chair Mullin also congratulated President Mason on her inauguration, which he and several other Regents were able to attend last week.

REPORT FROM PRESIDENT AND CEO

President Flanders reported that the Governor's Education Council continues to meet and is busy reviewing recommendations from its subcommittees in the areas of college and workforce preparedness, public-private partnerships, workforce inventory and assessment, and system metrics. He noted the Council's final report will be presented to the Governor in December. President Flanders also reported that the Board's website now has a page that lists the current construction projects at each state university. This site helps contractors and others identify upcoming projects on the campuses.

REPORT FROM COUNCIL OF PRESIDENTS

President Scott presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, Council of Business Officers, Council of Government Relations Officers, and the University Support Staff Council. The Academic Officers discussed the proposed amendments to the policy on Expedited Program Approval with the Faculty Senate Presidents. The Faculty indicated conversations are continuing on the campuses regarding the proposed amendments. The Business Officers reviewed the proposed settlement of the Westar rate case. If approved by the Kansas Corporation Commission, there could be a rate reduction between 2-3 percent. The Business Officers also reported that this year the Council will work with the Fiscal Affairs and Audit Committee to draft a policy on university reserves, review cyber insurance coverage, and identify system efficiencies. The Government Relations Officers continue to discuss advocacy strategies for higher education. President Scott noted the University Support Staff will present its report to the Board later in the agenda.

The Council of Presidents approved Pittsburg State University's request to offer a Master of Science in Materials Science and Kansas State University's request to offer a Bachelor of Science in Educational Studies. These programs will be forwarded to the Board for consideration. The Council also discussed the concerns surrounding the state's health insurance plan and directed the Council of Business Officers to collect comparative data from other states.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

The Council of Faculty Senate Presidents report was presented by Clifford Morris. The Council continues to discuss institutional policies regarding consensual relationships and plans to present a recommendation by the end of the year on whether there should be a Board policy along with

the institutional policies on this topic. As noted earlier, the faculty are also reviewing the proposed amendments to the Expedited Program Approval policy.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Kyle Frank presented the Students' Advisory Committee report. The Committee discussed including the student body representative at the University of Kansas Medical Center as a nonvoting member and decided to review how the Medical Center's representatives are included on other Board councils. The Committee also discussed creating a system council that would include representatives from the community and technical colleges. The students plan to contact their counterparts at the two-year colleges to determine if there is interest in forming this group. The Committee then discussed issues surrounding student course schedules and ways to help students determine what courses are needed to complete the degree they are seeking. Right now, some advisors in the system have pre-set course schedules for different majors that outline classes that are needed and when to take them. The Committee wants to explore how many advisors offer pre-set schedules, and they want to explore the availability of software that allows students to access course information more easily. The students also plan to look at the cost and availability of open source textbooks and resources. It was noted that the student's higher education day at the Statehouse is scheduled for February 15, 2019.

REPORT FROM THE UNIVERSITY SUPPORT STAFF COUNCIL

Michael Woodrum presented the University Support Staff Council report. One of the major concerns for the support staff is the rise in healthcare premiums and how it affects take-home pay. The Council encouraged the Board and the university leaders to continue to work with the Health Care Commission on ways to decrease employees' costs associated with the state's health insurance system. The Council also expressed its support for seeking full restoration of the base funding that was cut in FY 2017.

REPORT FROM THE UNCLASSIFIED STAFF COUNCIL

Lindell Haverstic thanked the Board for allowing the Unclassified Staff Council to present a report twice a year. He noted this Council represents the largest number of employees on the campuses and believes this direct line of communication provides a crucial voice on important topics. When the Council met, several items were identified as impacting employee morale, service, and the missions of the universities. The unclassified staff asked the Board to continue to advocate for full funding of the restoration, which if obtained could ease some of the instability and uncertainty impacting employee morale and retention. The Council would like the campuses to continue to review compensation classifications and salary compression corrections, look at offsetting increases to employees' healthcare premiums and parking fees that erode salaries, and look at ways to relieve the pressures of increased workloads of employees. The Council also echoed the USS Council's concerns with the state's health insurance system.

REPORT FROM THE UNIVERSITY CEOS

President Scott announced that the student housing section of Pittsburg State University's Block22 opened on August 18 and soon the space that allows students and businesses to interact will be completed. He noted that seven new businesses are scheduled open in Block22. The PSU Leadership Council met with the Community Health Center of Southeast Kansas to better understand the healthcare issues effecting the Pittsburg community. This Center services around

40,000 people per year. President Scott also announced that Abigail Fern was hired as the new Chief Marketing and Communication Officer. This position focuses on marketing strategies and is a member of the President's Council.

President Bardo reported that the residence halls on the campus are full and for the third year in a row, the University has seen gains in freshman enrollment. President Bardo believes the recruitment efforts along the I-35 corridor have positively impacted enrollment. President Bardo announced that Wichita State is developing an eSports team, which will have a coach and compete against other universities with eSports teams. WSU will also have a new marching band that will perform during the basketball games. In efforts to continue to integrate with the local community, WSU will host a See & Sip event that allows individuals to explore the campus.

President Garrett highlighted achievements and accomplishments of individuals associated with the University. Paige Bjerkaas, an ESU elementary education major, won the 2018 Professional Disc Golf Association World Championship. Carolyn Langenwaller, an ESU alumnus, is the World Champion in the Women Over 80 Relay Race. Briar Starr, an ESU Communications graduate, won a contest sponsored by Natural Light to have his resume appear on a car in the South Point 400 NASCAR race. President Garrett also announced that ESU has achieved its highest student retention rate since the University began tracking this metric in 1986.

President Myers reported a new building in the Office Park on the North Campus recently opened. This building is being leased to organizations that have a connection to the University. He also noted the North Campus Corridor project is a finalist for the 2018 University Economic Development Association award. President Myers announced that KSU was awarded a \$2.9 million National Science Foundation Research Traineeship grant that allows graduate students to research ways to conserve the Ogallala Aquifer in western Kansas. This will be a five-year grant. President Myers also reported that Kansas State University's student experience is among the top in the nation according to a national student-survey published by *The Princeton Review*. The survey also reported that out of 384 colleges KSU ranked #3 for great town-gown relations; #4 for best quality of life; #6 for best athletic facilities; #7 for best health services; and #8 for happiest students.

Chancellor Girod announced he recently filled a couple of key leadership positions at the University – Jeff Long is the new Athletic Director and Brian White is the new General Counsel and Vice Chancellor for Legal Affairs. He noted the searches for the Vice Chancellor for Research and the Executive Dean for the School of Medicine will soon be completed. The Chancellor reported the University held several events over the summer. The International Institute for Young Musicians held a piano competition for young pianists who came from different countries around the world. Kansas high school teachers were able to attend the Ecosystems of Kansas Summer Institute where they learned about the research associated with the Kansas Aquatic and Terrestrial ecosystems and Geographic Information Systems. This Institute is being funded with a five-year EPSCoR grant. Chancellor Girod also recognized Dr. Thomas Prisinzano, a University of Kansas professor of medicinal chemistry, who earned the first Innovator Award from the College of Problems of Drug Dependence. Dr. Prisinzano discovered an opioid analgesic that can potentially impact the opioid crisis.

President Mason reported Fort Hays State University was ranked 10th in the nation for adult learners by *The Washington Monthly*. The rankings were based on nine criteria including ease of transfer, flexibility of programs, services for adult students, and graduation rates of part-time students. She announced the University's Forsyth Library received a National Leadership Planning Grant to develop a prototype of a smart classroom, which allows students the opportunity to access new technology. President Mason also reported the FHSU Singers recently performed in Austria and Germany.

STANDING COMMITTEE AND OTHER REPORTS

ACADEMIC AFFAIRS

Regent Murguia reported during the Board Academic Affairs Standing Committee's conference call earlier this month, the Committee reviewed the academic Board agenda items and the AY 2017 performance reports for 19 institutions. The Committee is recommending full funding for the 19 institutions. At today's meeting, the Committee received an update on Credit for Prior Learning and approved placing Kansas State University's request to name two academic departments on the Board's agenda. The Committee also reviewed ten degree programs that exceeded 120 credit hours and determined it was appropriate to allow these programs to go over 120 credit hours. Regent Murguia thanked the universities for their efforts to accomplish the 120 credit hour initiative and noted as of today, 92 percent of degree programs are at, or will soon be at, 120 credit hours. Only 8 percent of degree programs exceed 120 credit hours.

FISCAL AFFAIRS AND AUDIT

Regent Feuerborn presented the Fiscal Affairs and Audit Standing Committee report. The Committee reviewed the fiscal Board agenda items during its conference call earlier this month. At today's meeting, the Committee reviewed the Board policies related to Fiscal Affairs and discussed drafting a policy on university reserves. The Committee also discussed the challenges associated with reviewing the vast amounts of financial data for the universities and directed the Council of Business Officers to draft a proposal on how the universities could report their current financial status with recent history.

Regent Feuerborn noted after reviewing the fiscal Board agenda items, the Committee recommended amending the Board's agenda to move the following two items to the Consent Agenda: "Act on Request for Lease Agreement (Energy Conservation Project) – KUMC" and "Authorization to Enter into Lease Agreement with KSU Foundation – KSU." The Board had no objection to moving these items to Consent.

GOVERNANCE

Regent Mullin presented the Governance Committee report. The Committee reviewed its calendar for the year and received an update on the strategic planning process. The conflict of interest disclosures of Board members and the proposed Board goals were also reviewed.

RETIREMENT PLAN

Regent Bangertter presented the Retirement Plan Committee report. The Committee reviewed the semi-annual performance for the Mandatory Retirement Plan, which contains assets in excess of \$3.89 billion. The new consultant, Advanced Capital Group, highlighted industry trends and

provided an update on the lawsuits involving higher education 403(b) plans. The consultant also reviewed the Amana funds, which were recently added to the Plan to address the investment needs of the Islamic religion.

APPROVAL OF CONSENT AGENDA

Regent Murguia moved, with the second of Regent Van Etten, that the Consent Agenda be approved. The motion carried.

Academic Affairs

BACHELOR OF APPLIED SCIENCE IN WORKFORCE LEADERSHIP AND APPLIED LEARNING – WSU

Wichita State University received approval to offer a Bachelor of Applied Science in Workforce Leadership and Applied Learning. The cost to implement the program is \$42,000 (\$37,000 for salaries and \$5,000 for other operating expenses). During the second year, the program's budget will increase to \$112,500 to incorporate additional salaries. The program will be funded with program fees and restricted use funds.

Fiscal Affairs & Audit

AMENDMENT TO CAPITAL IMPROVEMENT PLAN FOR PHASE TWO SPORTS COMPLEX IMPROVEMENTS – PSU

Pittsburg State University received approval to amend its Capital Improvement Plan to add phase two of the Sports Complex Improvements project. The projected cost of phase two is \$1,800,000, which will be funded with private donations. Upon completion of the project, the facility will be transferred from the Foundation to the University.

AMENDMENT TO CAPITAL IMPROVEMENT PLAN FOR REPLACEMENT OF TENNIS FACILITY – ESU

Emporia State University received authorization to amend its Capital Improvement Plan to construct a new tennis facility. The estimated project cost is \$3.2 million, which will be funded with private donations.

AMENDMENT TO CAPITAL IMPROVEMENT PLAN FOR MCCAIN AUDITORIUM RENOVATIONS – KSU

Kansas State University received approval to amend its Capital Improvement Plan to include the McCain Auditorium renovation project. The estimated cost of the project is \$6 million, which will be funded with private gifts.

AMENDMENT TO CAPITAL IMPROVEMENT PLAN FOR UNDERGROUND UTILITY PROJECT – ESU

Emporia State University received approval to amend its Capital Improvement Plan to include the underground utility project. The total cost of the project is

\$1,900,000. Private funds will finance \$1.7 million of the project and approximately \$200,000 will be funded with Educational Building Fund dollars.

LEASE AGREEMENT (ENERGY CONSERVATION PROJECT) – KUMC

The University of Kansas Medical Center received authorization to enter into a lease/purchase agreement with MC Power for a solar photovoltaic (PV) array, which will be installed in the Support Services Building on the Kansas City campus. The system will be leased for 15 years and MC Power is responsible for all maintenance and operation during that time. At the end of the lease, the PV system becomes state property. The lease payments and post-lease operations are expected to be financed with the utility cost avoidance generated from the project.

LEASE AGREEMENT WITH KSU FOUNDATION – KSU

Kansas State University received authorization to enter into a three-year lease purchase agreement with the KSU Foundation for an 80-acre tract of pasture land near Colbert Hills in Riley County. The total cost of the lease is \$280,000, which will be paid from Animal Sciences and Industry restricted fee fund balances. The KSU Foundation intends to gift the property back to the University when the Foundation is fully reimbursed for all acquisition and holding costs.

Retirement Plan

APPOINTMENT OF NEW MEMBER TO THE RETIREMENT PLAN COMMITTEE

Diane Goddard was appointed to represent the Council of Business Officers on the Board's Retirement Plan Committee. She will serve the remainder of the three-year term previously held by Leisa Julian.

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

NAMING OF TWO ACADEMIC UNITS – KSU

President Myers requested authorization to name the Department of Chemical Engineering in the College of Engineering after Tim Taylor and to name the Department of Architectural Engineering and Construction Science in the College of Engineering after Jim Johnson. Regent Thomas moved to approve, and Regent Murguia seconded. The motion carried. The following names were approved: Tim Taylor Department of Chemical Engineering and GE Johnson Department of Architectural Engineering and Construction Science.

AMEND AGENDA

Chair Mullin amended the agenda to make Kansas State University's two items under *Other Matters* (Receive Information on Athletic Facilities and North Campus and Act on Naming of Building) the next topics on the agenda.

INFORMATION ON KSU ATHLETIC FACILITIES AND NORTH CAMPUS

President Myers presented Kansas State University's vision for the North Campus Corridor and Athletic Complex. KSU has partnered with the City of Manhattan and private businesses to develop plans and strategies for growing the North Campus. The goal is to create an area where industry can be located together with the University and the National Bio and Agro-Defense Facility (NBAF). President Myers noted the advances to the corridor were designed to support the University's research mission and its strategic plan, K-State 2025. Regent Bangerter stated the potential economic growth associated with the NBAF coming online will have a positive impact on the University, City of Manhattan, and the state.

President Myers reported that Kansas State University recently unveiled a new facility master plan for its Athletics Complex. The plan proposes \$210 million in new construction and enhancements that will benefit all athletic programs. The University will seek private donations to fund the different projects and the funding will determine the priority of the projects.

(PowerPoint filed with Official Minutes)

NAMING OF BUILDING – KSU

President Myers requested approval to name the new soccer stadium located in the KSU Athletics Complex in honor of John and Ann Buser and their children. Regent Feuerborn moved to approve, and Regent Murguia seconded. The motion carried. The new soccer stadium will be named the Buser Family Park.

*Fiscal Affairs and Audit*BONDING AUTHORITY FOR MEMORIAL UNION PROJECT – FHSU

Nelda Henning, Director of Facilities, presented Fort Hays State University's request to seek bonding authority for the Memorial Union project. The total cost of the project is estimated at \$15,250,000. The University wants legislative authority to bond \$15.25 million, which will be financed with the \$4 per student credit hour fee that the students approved and \$5 million in private gifts. Director Henning noted this project was previously approved by the Board at the March 2018 meeting, but the University did not seek bonding authority at that time. Regent Murguia moved to approve. Regent Bain seconded, and the motion carried.

AMENDMENT TO CAPITAL IMPROVEMENT PLAN AND BONDING AUTHORITY FOR DERBY DINING CENTER RENOVATIONS – KSU

Director Henning presented Kansas State University's request to amend its FY 2019 Capital Improvement Plan to include the renovations to the Derby Dining Center. The estimated cost of the project is \$16 million. KSU plans to finance the project by seeking bonding authority of \$15 million. Debt service and a cash investment of \$1 million will be paid from the Housing and Dining Service auxiliary revenue. Regent Murguia moved to approve. Following the second of Regent Bangerter, the motion carried.

AMENDMENT TO CAPITAL IMPROVEMENT PLAN FOR RENOVATIONS TO MOSIER HALL – KSU

Kansas State University’s request to amend its FY 2019 Capital Improvement Plan to include the renovations to Mosier Hall was introduced by Director Henning. The project cost of Phases One and Two is \$8 million, which will be funded from KSU Veterinary Clinical Outreach, Inc. revenues (\$5 million) and corporate gifts from Hill’s Pet Nutrition and Boehringer Ingelheim (\$3 million). Director Henning noted the University will seek authority to begin Phase Three once funding is identified. Regent Bain moved to approve, and Regent Van Etten seconded. The motion carried.

ANNUAL BUDGET FOR MILL LEVY – WSU

Vice President Frisbie presented the FY 2019 mill levy budget proposed by the WSU Board of Trustees. The property tax revenues are estimated at \$8.3 million, and the Trustees are proposing expenditures totaling \$8,311,005 for FY 2019. Regent Murguia moved to approve. Regent Feuerborn seconded, and the motion carried. The budget is as follows:

**Wichita State University
City of Wichita/Sedgwick County Mill levy Budget
Fiscal Year 2019 Budget**

	FY 2018	FY 2019	Amount of
Revenues	Budget	Budget	Change
Mill levy Revenue	\$7,853,926	\$8,011,005	\$157,079
Contingent Revenue	300,000	300,000	-
Total Revenue	\$8,153,926	\$8,311,005	\$157,079
Expenditures			
Capital Improvements			
National Center for Aviation Support	\$800,000	\$-	(\$800,000)
WSU Innovation Campus	2,317,061	2,474,140	157,079
Building Insurance	20,396	20,396	-
Total Capital Improvements	\$3,137,457	\$2,494,536	(\$642,921)
Student Support			
WSU Tech Support	\$-	\$800,000	\$800,000
Undergraduate Support	3,796,333	3,796,333	-
Graduate Support	417,136	417,136	-
Total Student Support	\$4,213,469	\$5,013,469	\$800,000
Economic and Community Development			
Interns – City/County	\$136,000	\$136,000	\$-
Business and Economic Research	150,000	150,000	-
City Government Services	80,000	80,000	-
County Government Services	80,000	80,000	-
Total Economic and Community Development	\$446,000	\$446,000	\$-
University Research and Support Services			
Organization and Development	\$57,000	\$57,000	\$-
Total Research and Support Services	\$57,000	\$57,000	\$-

Contingency			
Contingency	\$300,000	\$300,000	\$-
Total Contingency	\$300,000	\$300,000	\$-
Total Expenditures	\$8,153,926	\$8,311,005	\$157,079

AMENDED MOA BETWEEN FORT HAYS STATE UNIVERSITY AND THE FORT HAYS STATE UNIVERSITY CHAPTER OF THE AMERICAN ASSOCIATION OF UNIVERSITY PROFESSORS, REPRESENTING FACULTY – FHSU

General Counsel Julene Miller presented the proposed amendments to the Memorandum of Agreement (MOA) between Fort Hays State University and the American Association of University Professors, which represents approximately 335 faculty. The proposed amendments to the MOA include changes to salary, promotion stipend, tenure, course load size, and dues. Regent Murguia moved to approve and authorize the Chair to execute the MOA on behalf of the Board. Regent Feuerborn seconded, and the motion carried.

AMENDED MOA BETWEEN KU AND GRADUATE TEACHING ASSISTANTS COALITION, LOCAL #6403/AMERICAN FEDERATION OF TEACHERS – KANSAS (AFT/KS), REPRESENTING GRADUATE TEACHING ASSISTANTS – KU

General Counsel Miller presented the proposed amendments to the Memorandum of Agreement between the University of Kansas and the Graduate Teaching Assistants Coalition, Local #6403/American Federation of Teachers – Kansas AFT/KS, which represents approximately 1,100 Graduate Teaching Assistants on the Lawrence campus. The proposed amendments include changes to appointments, wages, working conditions, and disciplinary and grievance procedures. Regent Murguia moved to approve and authorize the Chair to execute the MOA on behalf of the Board. Regent Bain seconded, and the motion carried.

AMENDED MOA BETWEEN PITTSBURG STATE UNIVERSITY AND KANSAS NATIONAL EDUCATION ASSOCIATION (KNEA) – PSU

General Counsel Miller presented the proposed amendments to the Memorandum of Agreement between Pittsburg State University and the Kansas National Education Association, which represents approximately 250 faculty. The proposed amendments include changes to salary and the duration of the agreement. Regent Murguia moved to approve and authorize the Chair to execute the MOA on behalf of the Board. Regent Van Etten seconded, and the motion carried.

AMENDMENT TO AND ASSIGNMENT OF GROUND LEASE BETWEEN WSU, WSIA, AND YMCA AND YMCA’S IRB FINANCING AND BUILDING CONDOMINIUM – WSU

General Counsel Miller presented Wichita State University’s request to authorize the execution of legal documents that would allow for the YMCA’s bond financing and its request to approve the necessary ground and building leases and leasebacks between the YMCA, the City of Wichita, and YMCA Wichita UC, LLC. Regent Feuerborn moved to approve, and Regent Thomas seconded. The motion carried.

WSU AND WICHITA STATE INNOVATION ALLIANCE (WSIA) LEASE WITH FLATS OF KANSAS, LLC TO SEPARATE LEASED GROUND FOR PHASE TWO DEVELOPMENT – WSU

General Counsel Miller presented Wichita State University's request to amend the existing Flats ground lease between Wichita State Innovation Alliance and the Flats of Kansas, LLC to remove the Phase Two ground and simultaneously enter into a second identical ground lease covering the Phase Two ground. Having the Phase Two ground under a separate ground lease will aid in finalizing the financing documents for Phase Two. Regent Murguia moved to approve, and Regent Van Etten seconded. Regent Murfin recused himself from participation in discussion of and action on this agenda item. The motion carried.

Other Matters

NAMING OF BUILDING – ESU

President Garrett requested authorization to name the new tennis complex in honor of Greg Kossover. Regent Murguia moved to approve, and Regent Van Etten seconded. The motion carried. The facility will be named the Kossover Family Tennis Complex.

AMEND AGENDA

The Chair amended the agenda to make the first read of the Legislative Non-Budgetary the next item on the agenda.

NON-BUDGETARY LEGISLATIVE PROPOSAL (FIRST READ)

Matt Casey, Director of Government Relations, presented the first read of the following non-budgetary legislative items:

- Kansas State University's request to sell property in Cherokee County
- Kansas State University's request to sell property in Saline County
- Postsecondary Technical Education Authority's reauthorization

The Board will take final action on these items at the November meeting.

ADJOURNMENT

The Chair adjourned the meeting at 3:45 p.m.

RECONVENE

The Chair reconvened the meeting at 9:45 a.m. on Thursday, September 20.

MEMBERS PRESENT:

Dennis Mullin, Chair
Shane Bangerter, Vice Chair
Joe Bain
Ann Brandau-Murguia
Bill Feuerborn
Dave Murfin
Daniel Thomas
Helen Van Etten

MEMBER ABSENT: Zoe Newton

REPORTS

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Calvert presented the System Council of Presidents report. The Council received an update from the System Council of Chief Academic Officers on the progress of transfer, reverse transfer, and the developmental education cut scores. It was noted that institutions will be looking at ways to increase reverse transfer numbers, which have struggled since the policy was adopted. The Academic Officers also noted the Apply Kansas campaign where volunteers go into the high schools to help student apply to colleges starts in October. The System Council of Presidents then discussed the recent events surrounding student health centers and the importance of reviewing the policies and procedures associated with student health centers to make sure they align with best practices. The Council also received a update from President Flanders on the Board Retreat.

REPORT FROM THE COMMUNITY COLLEGES

President Calvert reported the preliminary enrollment numbers for the community colleges indicate that most of the colleges have remained flat, which has been the trend over the last several years. He reported that the community college presidents recently met with representatives from Kansas State University's Global Campus to discuss the need to offer a doctoral program that focuses on community college leadership. Several community college presidents agreed to be on a committee to help design this program. President Calvert noted he will represent the community colleges at the Technical Education Authority's retreat and strategic planning session.

REPORT FROM THE TECHNICAL COLLEGES

President Schears presented the report for the technical colleges. The *Chronicle of Higher Education* recently ranked WSU Tech as the second fastest-growing college over the last ten years. Northwest Kansas Technical College and Colby Community College were ranked by the *Chronicle* for having the best three-year graduation rates. Salina Area Technical College, Flint Hills Technical College, and North Central Kansas Technical College were ranked by the Kansas Department of Education's College Scorecard for having high graduation rates. President Schears reported the technical colleges are in support of the legislative request to remove the sunset on the Technical Education Authority. He also noted the colleges are appreciative of the Board's advocacy to promote the higher education system and that the technical colleges believe that each institution needs to take on more responsibility to change the perception of higher education.

APPROVAL OF CONSENT AGENDA

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

Technical Education Authority

AMENDMENTS TO THE PRACTICAL NURSING PROGRAM ALIGNMENT

The Practical Nursing Program Alignment was amended. The following changes were made:

- Modify Pharmacology to emphasize basic understanding of pharmacodynamics and related concepts and safe medication administration. This course will be 1.5 credit hours of didactic and 0.5 credit hours of lab.
- Move Medication Administration Practice and check offs from KSPN Foundations of Nursing Clinical to Pharmacology.
- Move specific drugs from KSPN Pharmacology to KSPN Nursing Care of Adults I and KSPN Nursing Care of Adults II so they may be taught in context of the health conditions they are prescribed to treat.
- Move KSPN Nursing Care of Adults I and KSPN Nursing Care of Adults II to flex course credit to: 1) allow individual programs to accommodate the additional content, and 2) in anticipation of the Kansas Legislature revising IV Therapy regulations for PNs.
- Keep all clinical courses as flex credit.
- Add a Leadership course.
- Add an active Certified Nurse Aide credential as a PN program entrance requirement.

(Program Alignment Map filed with Official Minutes)

DEGREE AND CERTIFICATE PROGRAMS SUBMITTED BY FLINT HILLS TECHNICAL COLLEGE, SALINA AREA TECHNICAL COLLEGE, AND COWLEY COUNTY COMMUNITY COLLEGE

Flint Hills Technical College received approval to offer a Technical Certificate B (31 credit hours) in Hospitality Dietary Management (51.3104). The estimated cost to deliver the program is \$121,536. There are no additional costs to operate this program since all the courses came from existing programs.

Salina Area Technical College received approval to offer an Associate of Applied Science (66 credit hours) in Registered Nursing (51.3801). The cost to deliver the program is \$214,700. The program will be funded with a combination of grants and institutional funds.

Cowley County Community College received approval to offer a Technical Certificate A (18 credit hours), Technical Certificate B (40 credit hours), and an Associate of Applied Science (62 credit hours) in Farm and Ranch Management (01.0104). The cost to deliver the program is \$86,500, which will be funded with the Sumner County ½ cent sales tax.

CONSIDERATION OF DISCUSSION AGENDA

Fiscal Affairs and Audit

MILITARY FEE WAIVER – WSU

Vice President Golling presented Wichita State University's request to waive student fees for service members taking the below courses while on the McConnell Air Force Base. The students will continue to pay the current tuition rate.

- General Business
- Management
- Information Technology & Management Information Systems
- Engineering Technology - Cybersecurity
- Psychology
- Sociology
- Workplace Leadership and Applied Learning

Regent Murguia moved to approve. Following the second of Regent Murfin, the motion carried.

MARKET BASED TUITION – WSU

Vice President Golling stated over the last several years, Wichita State University has offered market-based education tuition to non-degree seeking students in the form of badges and short courses. Online badges (courses one credit hour or less) were developed for students who are seeking a recognized credential to advance their career and face-to-face short courses were developed for non-degree seeking professionals working for an organization. Since the University began offering these market-based courses, degree-bound students have expressed interest in seeking badges or taking market-based courses for credit to advance their skills. Regent Murguia moved to approve, and Regent Thomas seconded. The motion carried.

REDUCTION OF ONLINE TUITION RATE FOR THE DOCTOR OF EDUCATIONAL LEADERSHIP AND POLICY STUDIES COURSE – KU

Chancellor Girod requested a \$20 reduction to the online tuition rate for the Doctor of Educational Leadership and Policy Studies course offered in Vancouver, Canada. The tuition rate will go from \$605 to \$585, which will make the course more competitive. Regent Murguia moved to approve, and Regent Thomas seconded. The motion carried.

BOARD'S FY 2020 AND FY 2021 UNIFIED STATE APPROPRIATIONS REQUEST

Elaine Frisbie, Vice President for Finance and Administration, introduced the Board's proposed Higher Education Unified Appropriations Request for FY 2020 and FY 2021. At the August budget workshop and retreat, the Board received information and discussed the budget request for the system along with a communication and advocacy plan. The Board discussed seeking an increase in base funding for the state universities, funding for need-based student financial aid with a private match, full funding of the Excel in CTE Initiative, funding for both tiered and non-tiered technical state aid, additional aid to Washburn University, and tuition assistance for the National Guard Members. Vice President Frisbie noted legislation passed last year that allows individuals who were wrongfully convicted of felony offenses and incarcerated to receive tuition and fee waivers to any public higher education institution that they wish to attend. Funds were added to the proposed budget request to cover the estimated cost of this legislation. Following discussion, Regent Murguia moved to approve the budget request for FY 2020 and FY 2021, which is listed below. Regent Van Etten seconded, and the motion carried.

**FY 2020 and FY 2021
Higher Education Unified Appropriation Request**

	FY 2020	FY 2021
Base Funding for State Universities	\$50,000,000	\$85,000,000
Need-Based Student Financial Aid with 1:1 Private Match	\$ --	\$25,000,000
Full funding of the Excel in CTE Initiative (<i>estimated future enrollment growth in "SB 155"</i>)	\$1,200,000	\$3,000,000
Fund the postsecondary tiered technical state aid "gap"	\$7,200,000	\$7,200,000
Fund the postsecondary non-tiered technical state aid "gap"	\$18,000,000	\$18,000,000
State Aid to Washburn University	\$2,200,000	\$2,200,000
Tuition assistance for National Guard Members	\$315,000	\$435,000
2018 House Bill 2579 (Tuition and fee waiver for individuals found to be wrongfully convicted of a crime)	\$50,000	\$50,000

Academic Affairs

CUT SCORES FOR PLACEMENT AND ASSESSMENT IN DEVELOPMENTAL EDUCATION COURSES

Jean Redeker, Vice President for Academic Affairs, stated last year the Board adopted standardized cut scores for the ACCUPLACER Classic exams. Since then, College Board has decided to move from its Classic exams to a new version called Next-Generation exams. This change required the Board’s Developmental Education Working Group to reconvene its Placement Assessment Policy Committee to review and recommend cut scores for these new exams. The Committee recommends the following cut scores:

ACCUPLACER Next-Generation Exam	College Course	Score Range
Quantitative Reasoning, Algebra & Statistics	Intermediate Algebra	250-262
Quantitative Reasoning, Algebra & Statistics	College Algebra	263+
Reading	College-level Reading	255+
Writing	College Composition I	255+

Vice President Redeker noted these scores, in conjunction with other indicators, allow colleges to place students in appropriate classes. Regent Murguia moved to approve, and Regent Van Etten seconded. The motion carried.

GovernanceBOARD MEMBER CONFLICT OF INTEREST DISCLOSURE STATEMENTS

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

1. One Regent will serve on the *governing* board of an institution that is *coordinated* by the Board:
 - Regent Van Etten will serve as the Kansas Board of Regents appointee to the Board of Regents of Washburn University pursuant to statutory requirement.
2. One Regent has reported service on the *governing* board of a non-controlled *affiliated corporation* of an institution that is *governed* by the Board:
 - Regent Murfin serves as a member of the Board of Trustees of the Kansas University Endowment Association, a non-controlled affiliated corporation of the University of Kansas.
3. One Regent has reported service on an *advisory* board of an *institution* that is *regulated* by the Board.

Regent Murguia serves as a member on the Board of Trustees of the University of Missouri-Kansas City, an out-of-state public institution that has a certificate of approval from the Board to operate within the State of Kansas.
4. Two Regents have reported service on *advisory* boards of *institutions* *governed* by the Board:
 - Regent Mullin serves as a member of Kansas State University's College of Business Advisory Council, which is a sounding board for the Kansas State University business program.
 - Regent Murfin serves as a member of the University of Kansas School of Business Board of Advisors.
5. One Regent serves on a national committee that has no direct affiliation with any institution governed, coordinated or regulated by the Board.
 - Regent Van Etten will serve on the National Committee on Foreign Medical Education & Accreditation (NCFMEA), which was most recently authorized by the Higher Education Opportunity Act of 2008 and is authorized to evaluate the standards of accreditation applied to foreign medical schools and to determine the comparability of those standards to standards applied to medical schools in the United States. A determination of comparability of accreditation standards by the NCFMEA is an eligibility requirement for foreign medical schools to participate in the William D. Ford Federal Direct Student Loan Program [20 U.S.C. §§ 1087a et seq.].
6. One Regent has reported an Interest in an entity that has entered a contract or transaction with an *institution* that is *coordinated* by the Board for the performance of services:
 - Regent Bain is a 40% shareholder and Vice President of a law firm (Cure & Bain, P.C.) that provides legal representation to Northwest Kansas Technical College.
7. Two Regents have reported an Interest in entities that have entered a contract or transaction with an *institution* that is *governed* by the Board:
 - Regent Murguia is the executive director of a not-for-profit organization (the Argentine Neighborhood Development Association) that regularly partners with the University of Kansas Medical Center to support the mission of the Association.

- Regent Murfin has an ownership interest in two companies (MWCB, LLC; BGC Developers, LLC) that have, either directly or indirectly, one or more construction or real property related contracts with Wichita State University or its affiliated corporations, and three companies (Executive Airshare, LLC; Gladiators, LLC; and Air Capital Flight Line, LLC) that have one or more working relationships with the University of Kansas, Kansas State University and Wichita State University or their affiliated corporations. Regent Murfin also has an indirect interest in a company (Mytown Media, Inc.) that owns a radio station having a contract with Pittsburg State University.
8. One Regent has reported membership on an entity that may have transactions with *institutions* that are *governed, coordinated* or *regulated* by the Board:
- Regent Van Etten will serve on the National Committee on Foreign Medical Education & Accreditation (NCFMEA), which is authorized to evaluate the standards of accreditation applied to foreign medical schools and to determine the comparability of those standards to standards applied to medical schools in the United States. A determination of comparability of accreditation standards by the NCFMEA is an eligibility requirement for foreign medical schools to participate in the William D. Ford Federal Direct Student Loan Program [20 U.S.C. §§ 1087a et seq.].

Regent Bangerter moved to approve the continued service of Board members serving on the boards listed above, conditioned on each member's recognition that their duty is first to the Board of Regents, and for the Regents named in 6, 7, and 8 above, they are to excuse themselves from participating on behalf of the Board in matters involving or related to the contract or transaction. Regent Thomas seconded. The motion carried. Regent Murguia disclosed that in December 2018, she is resigning her position on the Argentine Neighborhood Development Association.

Other Matters

GRANTING OF HONORARY DEGREE – KSU

Cindy Bontrager, KSU's Vice President for Administration and Finance, presented Kansas State University's request to bestow an honorary doctorate degree on Daniel Glickman. Secretary Glickman has served in various roles throughout his career including Congressman for Kansas's 4th Congressional District and United States Secretary of Agriculture. Regent Feuerborn moved to approve, and Regent Murguia seconded. The motion carried. The honorary degree will be conferred at the Graduate School Commencement on December 7, 2018.

BOARD PRESIDENT AND CEO COMPENSATION

Regent Bain stated at the June 2018 meeting the Board approved a market-based increase for the Board President and CEO position salary of up to 15 percent and charged the incoming Board Chair and him to negotiate with President Flanders on whether to package this increase as a deferred compensation arrangement or otherwise and to bring the final negotiated package back to the Board for final approval. The Chair and Regent Bain met with President Flanders. Regent Bain moved to approve a 15 percent increase to the Board President's base salary beginning with the first paycheck of Fiscal Year 2019. Regent Van Etten seconded. The motion carried.

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

Regent Murguia moved to approve the appointments to the various Board committees and to the Washburn Board of Regents. Regent Feuerborn seconded, and the motion carried.

(List of Members filed with Official Minutes)

BOARD GOALS FOR 2018-2019

At the August retreat, the Board discussed goals for the upcoming year. Regent Mullin noted the Governance Committee reviewed the goals at its meeting and is recommending adding a goal to pursue continued coordination with the State Board of Education. Regent Murguia moved to approve the goals, as amended, and the Board theme. Regent Thomas seconded, and the motion carried. The following were adopted:

Board Goals

1. The Board will develop an outline for a new strategic plan for the higher education system in Kansas.
2. The Board will pursue ways to increase access to higher education including the expansion of need-based aid, the promotion of mechanisms to provide the early awarding of scholarships, and the seeding of college saving accounts.
3. The Board will develop and implement a unified communication and advocacy plan for all sectors of the higher education system.
4. The Board will designate the Council of Business Officers to collaborate on a new university sector-level approach to gain greater efficiencies.
5. The Board will study university and college service areas to determine if the delivery model for off-campus instruction continues to meet the educational needs of Kansans.
6. The Board will pursue continued coordination of its efforts to increase postsecondary success with the State Board of Education.

Board Theme

The Board will encourage colleges and universities to continue to develop mutually beneficial partnerships with each other and with high schools and businesses to improve educational and career pathways and expand experiential learning opportunities.

ACKNOWLEDGEMENT

Chair Mullin recognized and thanked Regent Bain, Regent Feuerborn, and Regent Newton for their service on the Board.

ADJOURNMENT

The Chair adjourned the meeting at 10:39 a.m.

Blake Flanders, President and CEO

Shane Bangerter, Acting Chair