

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

June 16-17, 2021

The June 16, 2021, meeting of the Kansas Board of Regents was called to order by Chair Bill Feuerborn 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:                      Bill Feuerborn, Chair  
   Cheryl Harrison-Lee, Vice Chair  
   Shane Bangerter  
   Ann Brandau-Murguia  
   Mark Hutton  
   Shelly Kiblinger  
   Jon Rolph  
   Allen Schmidt  
   Helen Van Etten

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **APPROVAL OF MINUTES**

Regent Rolph moved that the minutes of the May 4-6, 2021 special meeting and May 19-20, 2021 regular meeting be approved. Following the second of Regent Harrison-Lee, the motion carried.

### **INTRODUCTIONS**

President Mason introduced Fort Hays State University's new Student Body President, Mark Faber, and President Garrett introduced Emporia State University's new Provost, George Arasimowicz.

### **GENERAL REPORTS**

#### **REPORT FROM CHAIR**

Chair Feuerborn stated the Board had many accomplishments this year including receiving the first report on the Board's new strategic plan, *Building a Future*, adopting its Freedom of Expression Statement, reviewing the low-enrollment programs at the state universities, and developing a capital renewal initiative. He recognized Regents Shane Bangerter, Ann Murguia, and Helen Van Etten, who have completed their second term on the Board and thanked them for their eight years of service.

#### **REPORT FROM PRESIDENT AND CEO**

President Flanders announced that Associate General Counsel, Natalie Yoza, and her husband, and Director of Government Relations, Matt Keith, and his wife welcomed baby boys this month. He congratulated the Yoza and Keith families. President Flanders also reported that Board staff has been working to set up the Kansas Promise Scholarship Act, which was passed at the end of the legislative session and takes effect July 1, 2021.

### REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Rittle presented the System Council of Presidents report. The System Council of Chief Academic Officers discussed the new courses that the Transfer and Articulation Council is working on and presented an update on the Open Educational Resources (OER) Initiative. The OER Steering Committee sent out a survey in February 2021 to gather baseline data on the OER Initiatives across the Kansas Higher Education System. The results showed that a majority of institutions have policies, programs, or committees to support OER and a limited number of institutions have OER incentive programs. These results will be used to develop systemwide strategies to grow this initiative. The Academic Officers also noted that next year the Council meetings will be conducted in a hybrid format with Zoom and in person options. President Rittle then reported that the System Council of Presidents discussed the implementation of the Kansas Promise Scholarship Act and noted that the institutions are working with Board staff on this process. President Rittle also announced that Fort Scott Community College's President, Alysia Johnston, will chair the community college group next year.

### REPORT FROM COUNCIL OF PRESIDENTS

President Muma presented the report for the Council of Presidents. The Council received reports from the Council of Chief Academic Officers, Council of Business Officers, Council of Government Relations Officers, Council of Chief Diversity Officers, and Title IX Workgroup. The Academic Officers reviewed a couple of new program requests from Wichita State University and acted on several department and program name changes. The Business Officers discussed the state university property insurance policy with the Midwest Higher Education Compact and noted that they will be seeking bids from other carriers to determine the best option for the universities. The Government Relations Officers will be meeting with legislators during the summer and will hold their annual retreat at Fort Hays State University. The Diversity Officers plan to submit their annual report to each university at the end of this month and noted that the University of Kansas will hold the annual Tilford Conference on Diversity and Multiculturalism on October 18, 2021. The Title IX Workgroup reported that they were meeting weekly to review and discuss the changes to the Title IX regulations.

### REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Aleks Sternfeld-Dunn presented the report for the Council of Faculty Senate Presidents. The incoming Faculty Senate Presidents, who will be taking over the Council next year, introduced themselves. The members discussed the recent inquiry from a state legislator about Critical Race Theory being taught at the state universities, and the faculty noted that they are concerned that the Legislature may try to enact laws similar to neighboring states that will chill academic freedom and freedom of speech in the classrooms. The Council also discussed the General Education Transfer Package and requested the opportunity to review any proposal before it is presented to the Board so that the faculty can weigh the benefits and consequences of such a package.

### REPORT FROM STUDENTS' ADVISORY COMMITTEE

Mark Faber stated that the newly elected student body presidents met briefly to discuss the Students' Advisory Committee's agenda for next year. The members decided who will be the liaisons for the Board's standing committees, and Mr. Faber noted that the Committee's retreat will be held in July.

### REPORT FROM THE COMMUNITY COLLEGES

President Rittle introduced the new President of Independence Community College, Vincent Bowhay; Cloud County Community College's new President, Amber Knoettgen; and the Kansas Association of Community College's new President, Nancy Ingram. President Rittle stated that the colleges developed over 120 new partnerships this year with both public and private entities. President Rittle reviewed some of the partnerships which included the following: Neosho County Community College partnered with their local school district to offer more technical programs, Coffeyville Community College partnered with their local health department to increase COVID-19 testing, Garden City Community College worked with Fort Hays State University to establish a transfer center, Independence Community College worked with Wichita State University and local high schools to launch the Leadership in Southwest Kansas Initiative, and Barton Community College partnered with the Department of Corrections to provide education to inmates.

### REPORT FROM THE TECHNICAL COLLEGES

President Genandt stated that he will continue to represent the technical colleges next year and spoke about the value of the public higher education system in Kansas. He noted that students who graduate from a technical college typically stay in Kansas to work, which has a positive impact on the Kansas economy. The leadership at the colleges believe there needs to be more collaboration between the different sectors of the higher education system so that students can easily pursue their educational goals. President Genandt then reviewed several of the partnerships that the technical colleges have formed with private businesses and congratulated Flint Hills Technical College's President, Dean Hollenbeck, on his upcoming retirement.

### STANDING COMMITTEE AND OTHER REPORTS

#### ACADEMIC AFFAIRS

Regent Kiblinger presented the Board Academic Affairs Standing Committee report. Board staff presented a report on AY 2020 students who participated in concurrent enrollment partnerships, which are college courses taught at high school sites by high school instructors. From 2015 to 2020, student participation in these courses has increased by nearly 30 percentage points. The Committee also received an update on the Open Educational Resource initiative and the activities of the Advantage Kansas Coordinating Counsel.

#### FISCAL AFFAIRS AND AUDIT

Regent Rolph reported that the Fiscal Affairs and Audit Standing Committee reviewed the fiscal items on today's Board agenda. The Committee spent the majority of its meeting discussing the state university tuition and fee proposals. It was noted that although there is more state money next year for the universities, much of the new money has strings attached to it and the base funding from the state for the universities is lower next year. Regent Rolph stated that the Committee had a vigorous discussion and the members were not unanimous in their views on the different aspects of the proposals. Therefore, the Committee is not making specific recommendations to the Board on the proposals. The Committee also discussed the distributions for the Excel in CTE, tiered and non-tiered funding, and the universities. Committee members requested additional scenarios for the \$10 million need based aid for the universities and for the \$5 million for the community college maintenance of effort funding, which will be presented later today.

**APPROVAL OF CONSENT AGENDA**

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

*Academic Affairs*

**CHANGE ACADEMIC CALENDAR – PSU**

Pittsburg State University received authorization to add its 2021 through 2024 Fall Break days to the Thanksgiving Break in its academic calendar. The below chart outlines the approved changes.

<b>Fall</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
Total Instructional Days	74	74	74	74
Fall Break	Cancel	Cancel	Cancel	Cancel
Thanksgiving Break	Change to: 11-22-21 to 11-26-21	Change to: 11-21-22 to 11-25-22	Change to: 11-20-23 to 11-24-23	Change to: 11-25-24 to 11-29-24

*Fiscal Affairs and Audit*

**PROGRAM STATEMENT FOR SUNNYSIDE AVENUE AND NAISMITH DRIVE RECONSTRUCTION – KU**

The Program Statement for the University of Kansas’ Sunnyside Avenue and Naismith Drive reconstruction project was approved. The program includes a five-year scope with a total cost of \$6,980,000, which will be financed with EBF and Parking funds.

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

The amended Memorandum of Agreement between Fort Hays State University and the Fort Hays State University Chapter of the American Association of University Professors (FHSU-AAUP) was approved. The amendments will address salary terms only. The Board’s Chair was authorized to execute the Agreement, as amended, on behalf of the Board.

**MEMORANDUM OF AGREEMENT BETWEEN KANSAS STATE UNIVERSITY AND THE KANSAS ASSOCIATION OF PUBLIC EMPLOYEES, LOCAL 6400, REPRESENTING ELIGIBLE MAINTENANCE AND SERVICE EMPLOYEES – KSU**

The new Memorandum of Agreement (MOA) between the Kansas State University and the KSU chapter of KAPE/AFT, which represents service and maintenance

employees, was approved. The new MOA has no fiscal impact. The Board's Chair was authorized to execute the Agreement on behalf of the Board.

AMENDED MEMORANDUM OF AGREEMENT BETWEEN PITTSBURG STATE UNIVERSITY AND KANSAS NATIONAL EDUCATION ASSOCIATION, REPRESENTING FACULTY – PSU

The amended Memorandum of Agreement between Pittsburg State University and the PSU chapter of the Kansas National Education Association (KNEA), representing the faculty, was approved. The amendment includes an additional \$1000 one-time salary payment. The Board's Chair was authorized to execute the Agreement, as amended, on behalf of the Board.

Retirement Plan

APPOINTMENT TO THE RETIREMENT PLAN COMMITTEE

Jeff DeWitt, KU's Chief Financial Officer and Executive Vice Chancellor for Finance, was appointed to the Retirement Plan Committee to fill a vacated position. The term for the position he is being appointed to fill will end on June 30, 2022.

Technical Education Authority

DEGREE AND CERTIFICATE PROGRAMS

Butler Community College received approval to offer a Technical Certificate B (40 credit hours) and an Associate of Applied Science degree (62 credit hours) in Diesel Technology (47.0613). The estimated cost of the program is \$239,994, which will be financed with industry partner donation and general operating budget. The College will begin offering the program in the fall of 2021.

Cloud County Community College received authorization to offer a Technical Certificate A (16 credit hours) in Pharmacy Technician (51.0805). The estimated cost of the program is \$12,270, which will be funded the college's adjunct budget. This is an online program that will begin in the fall of 2021.

Highland Community College received approval to offer a Technical Certificate C (53 credit hours) and an Associate of Applied Science degree (68 credit hours) in Electrical Technology (46.0302). This is an expansion of an existing program and all costs will be funded with tuition and fees, local mil levy, state aid, and Carl D. Perkins funds. The College plans to begin the expanded curriculum in the fall of 2021.

Neosho County Community College received approval to offer a Technical Certificate B (30 credit hours) and an Associate of Applied Science degree (64 credit hours) in Paralegal (22.0302). The estimated cost of the program is \$73,372. All costs for the program will be funded through a Title III Strengthening Institutions Grant. The program will begin in the fall of 2021.

Wichita State University Campus of Applied Science and Technology received approval to offer an Associate of Applied Science degree (60 credit hours) in Professional Pilot (49.0102). The estimated cost of the program is \$369,012, which will be funded with institutional dollars, tuition, business and industry donations, and Capital Outlay. The program will begin in the fall of 2021. WSU Tech is working with program leadership at Kansas State University Polytechnic to create a 2+2 pathway between the proposed program and Kansas State University Polytechnic's Professional Pilot bachelor's degree program.

#### EXCEL IN CTE FEES

The Excel in CTE fees for the following programs were approved: Butler Community College's Diesel Technology program, Cloud County Community College's Pharmacy Technician Certificate program, Dodge City Community College's Cosmetology CERTB and AAS program, Highland Community College's Electrical Technology Cert C and AAS program, and Neosho County Community College's Paralegal program.

(Approved Fees filed with Official Minutes)

### CONSIDERATION OF DISCUSSION AGENDA

#### Academic Affairs

#### BOARD GOAL: TRANSFER INITIATIVES

Daniel Archer, Vice President for Academic Affairs, presented an update on the Board's goal to improve academic program transfer by creating a systemwide general education (GE) package to align programs under a common framework that guarantees seamless transfer and evaluate the pilot program between Johnson County Community College and the University of Kansas Edwards campus that increased the number of credit hours eligible for transfer. This year, a 19-member working group was formed to examine the key elements of creating a systemwide GE package. The group, which consist of two-year college and university faculty and administrators, has reviewed skills and competencies defined by the Association of American Colleges and Universities, examined the existing GE requirements at each institution, and discussed the frameworks and requirements in other states. Dr. Archer noted that Kansas is the only state in the region that does not currently have the framework for a GE package. He stated that the working group has begun constructing a framework that identifies the core disciplines and credit hour requirements and is developing a proposed system for writing student learning outcomes for the package. Vice President Archer anticipates that the framework and the system for writing outcomes will be presented to the Board in the fall for consideration.

Vice President Archer then presented an update on the pilot program that authorized programmatic exceptions to the minimum 60 semester credit hour requirement for the institution awarding the baccalaureate degree for certain transfer agreements between the University of Kansas Edwards Campus and Johnson County Community College (JCCC). The data gathered from the pilot program shows that students who transferred from JCCC to the KU Edwards campus are successful at the university level. Vice President Archer stated that Emporia State University,

Pittsburg State University, Kansas State University, Wichita State University, and Washburn University are interesting in participating in the program. The next steps for these universities would be to identify one or more programs for which they would make an exception and identify a community college with which to partner. The Board discussed expanding the program to all the universities, which would require amending Board policy. Some Board members expressed their desire to move forward with expanding the program because the pilot has proven to be successful for students. Other Regents wanted to give the universities some additional time to discuss the impact of this policy change and set up their programs. Regent Bangerter moved to expand the pilot program to all universities, and Regent Hutton seconded. Following additional discussion, Regent Hutton requested information on whether this change will impact a university's accreditation, and President Flanders stated that since expanding the program will require the Board to amend its policy, he recommended having Dr. Archer draft a policy amendment and present it at Thursday's meeting. The Board concurred and Regent Bangerter withdrew his motion. The Chair tabled the item until Thursday.

(PowerPoint Filed with Official Minutes)

#### GOVERNANCE

Regent Feuerborn reported that the Governance Committee reviewed and authorized the Board President to execute a contract amendment for the GED Testing Services MOU. The Committee also reviewed Regent Hutton's conflict of interest disclosure that the Board will act on later in the agenda.

#### Technical Education Authority

#### REPORT FROM THE KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Ray Frederick, Chair of the Kansas Postsecondary Technical Education Authority (TEA), thanked the outgoing Regents for their service on the Board and provided an update on the TEA's activities. The TEA has three working committees: Advocacy and Marketing Committee – chaired by Eddie Estes, Budget and Finance Committee – chaired by Mike Johnson, and Program and Curriculum Committee – chaired by Rita Johnson. The Advocacy and Marketing Committee continues its work to promote the value of technical education to prospective students, parents, and legislators. The Budget and Finance Committee reviewed the Excel in CTE distributions, State Innovation Technology Grant, State Innovation Technology Internship Grants, and the Adult Education program awards. The Program and Curriculum Committee reviewed new program requests from the colleges including the fee structures attached to them and continued its work reviewing existing programs. Chair Frederick recognized all the TEA members and thanked them for their dedication and work on the Authority. He also noted that the TEA discussed the Kansas Promise Scholarship Act and believes it will help many students in Kansas.

#### BREAK

Chair Feuerborn called for a break at 2:37 p.m. and resumed the meeting at 2:53 p.m.

### UPDATE ON THE KANSAS PROMISE SCHOLARSHIP ACT

Scott Smathers, Vice President for Workforce Development, reported that the Kansas Promise Scholarship Act was enacted by the Legislature and signed by the Governor on April 23, 2021. The Act provides scholarships to students who attend an eligible postsecondary institution (which for this Act includes the community colleges, technical colleges, Washburn Institute of Technology and several of the Kansas independent institutions) and who are enrolled in specified programs identified by the Kansas Board of Regents. The Kansas Board of Regents is responsible for administering the Promise Scholarship Program, which takes effect on July 1, 2021. Vice President Smathers stated the Board office will receive the \$10 million appropriation for this program on July 1, and the current plan is for the funds to be allocated to institutions based on last year's credit hour production. He noted this is a "last dollar in" scholarship that will covers tuition, required fees, books, and required materials. For the private four-year institutions, the maximum student award will be the average of the student's cost at two-year public colleges offering the same program. Vice President Smathers reviewed the eligibility requirements for students and highlighted the students' obligations in the scholarship agreements. It was noted that students who receive the scholarship must complete their program of study within 30 months of the date when the scholarship was first awarded and must, within six months of completion, reside and commence work in Kansas for a minimum of two consecutive years or enroll in a Kansas institution of higher education and afterward reside and work in Kansas for a minimum of two consecutive years, or commence service as a military servicemember. Vice President Smathers stated that if a student fails to meet his or her obligation, the student must repay the scholarship unless granted a waiver. Vice President Smathers noted additional information, including answers to Frequently Asked Questions can be found on the Board's website.

The Regents concurred with the TEA that this scholarship will benefit Kansas students and acknowledged all the work that Board staff and the institutions have dedicated to the Program so that it can launch on July 1. The Board discussed the student repayment process and how the universities can benefit when students transfer. It was also noted that additional legislation may be needed next year to address issues that arise.

(PowerPointed Filed with Official Minutes)

### PROGRAMS FOR THE KANSAS PROMISE SCHOLARSHIP ACT

Vice President Smathers stated that the Kansas Promise Scholarship Act requires the Board to identify the promise eligible programs offered by each eligible institution. The programs can be in any of the following fields of study: Advanced Manufacturing and Building Trades, Early Childhood Education and Development, Mental and Physical Healthcare, and Information Technology. Additionally, institutions may designate one additional promise eligible program if the additional program is a two-year associate degree program or a career and technical education certificate or stand-alone program that corresponds to a high wage, high demand, or critical need occupation. Vice President Smathers noted that any institution that designates an additional program must maintain that program for at least three consecutive years to ensure the students have the opportunity to complete their program. Vice President Smathers reviewed the process on how the institutions selected their programs and noted that after moving through this initial approval process, a few institutions indicated they failed to include some programs that fall within the four fields of study identified by the Act. Vice President Smathers stated in order to avoid



disadvantaging students, it is recommended that the Board consider authorizing the Board President and CEO or his designee to approve any existing CTE or transfer program that an institution brings forward as long as the programs are similar to those being presented today. He also noted that any new program that an institution wants to offer as an eligible program will need to go through the normal TEA and Board program approval process. Regent Schmidt wanted to know why agricultural programs were not selected by the institutions. Vice President Smathers stated that agriculture is not included in the Act's fields of study list, but an institution could choose an agriculture program as its additional program. Regent Murguia moved to approve the identified programs as presented and that the Board authorize the Board President and CEO or his designee to identify any previously existing CTE or transfer program, similar to those being approved today, that clearly falls into one of the four fields of study identified in the Promise Act, as a Promise Act eligible program. Regent Kiblinger seconded, and the motion carried.

(Approved Eligible Programs Filed with Official Minutes)

### Fiscal Affairs and Audit

#### STATE UNIVERSITY TUITION AND FEES FOR FY 2022

Elaine Frisbie, Vice President for Finance and Administration, reported that last month the Board received the state university tuition and fee proposals for FY 2022. The proposal for the University of Kansas holds standard tuition rates flat for all of its campuses. Vice President Frisbie noted that KU is also requesting changes to its International Student Fee, course fee rates for specified programs, and tuition rates associated with specific programs. The proposal for the KU Lawrence Campus also contains increases to required student fees, which were proposed by the University of Kansas Student Senate. Regent Rolph stated that the Fiscal Affairs and Audit Standing Committee spent a lot of time reviewing and discussing all the university proposals. He thanked the universities for their work and noted that tough decisions were made by the campus leaders to keep the standard tuition rates flat. Regent Rolph noted that the Committee discussed the proposed student fees and some members believe that since the universities kept tuition flat in order to keep the cost of education level for student then the student fees should also remain flat. Regent Rolph then moved to approve the tuition rates and course fees for University of Kansas and the University of Kansas Medical Center and reject the required student fee adjustments for the Lawrence Campus. Regent Hutton seconded. The Board discussed the KU student fee adjustments, and it was noted the fee proposals went through the student government review process before being approved by the full Student Senate. It was noted that many of the student fee increases will be used to increase wages for student workers in specific jobs. Regent Bangerter and Regent Schmidt believe that if the students utilized their review and approval process for these fees then the Board should honor that process. Other members believe that the student fees should remain flat in order to keep the cost of education down. The Board discussed the fees associated with the student health centers and some Regents want to look for ways to reduce costs including third party reimbursement options. Following discussion, the motion carried.

Vice President Frisbie stated that Kansas State University is restructuring its tuition and fee model to make it more transparent and easier to understand while remaining both market comparable and competitive. Some of the fees are being recategorized as tuition and as a result, undergraduate tuition rates will increase 1.2%. However, in the new model the average student will see a

reduction in total cost when taking at least one online course in the course load. Regent Hutton believes the restructuring is critical for KSU but is concerned about how online education trends will impact it in the future. President Myers noted that the restructuring is revenue neutral for the University and that it will be important to monitor future trends. Regent Rolph moved to approve Kansas State University's tuition and fee proposal as presented. Regent Van Etten seconded. Regent Schmidt asked if the Committee did the same analysis on KSU's student fees as it did for the other universities. Regent Hutton stated that in his analysis he looked at the overall cost to students and under KSU's new model, the costs for many students will remain the same. Following discussion, the motion carried.

Wichita State University's proposal holds the standard tuition rate flat and includes an increase in all combined mandatory student fees (\$13.39 per credit hour) for a full-time 15-credit-hour-or-more students. The increase is driven predominantly by a request to eliminate the existing non-mandatory online fee of \$97.25. WSU proposal also includes specific course and program fee increases. It was noted that these changes are revenue neutral for the University. Vice President Frisbie stated the WSU Student Government Association approved increases to a couple of student supports fees, which are also included in WSU's proposal. Regent Hutton moved to approve Wichita State University's tuition and fee proposal with the exception that the increases to the SGA Student Services Fee and the Intercollegiate Athletic Fee be rejected. He also stated that the student fees should be readjusted to account for the reduction of debt service on the Student Union. Regent Harrison-Lee seconded. Regent Bangerter stated that the students went through their normal process to approve these fee increases and believes it is inappropriate to reject their proposal. Regent Kiblinger concurred with Regent Bangerter and noted that the Board needs to clearly communicate with the student governments early on in the process if the Board wants to hold student fees flat. Regent Hutton does not believe rejecting a proposal diminishes the value of the processes that the universities and student governments go through. He stated it is the Board's responsibility as the governing body to analyze the proposals and make decisions based on what it believes is best for all the students who attend the state universities. Following discussion, the motion carried. Regent Bangerter voted against the motion.

Vice President Frisbie stated that Emporia State University is proposing a change to its current flat-rate structure for undergraduate students that will include increasing the minimum number of credit hours taken for full-time to 12 instead of ten, with at least one credit hour being taken face-to-face on campus. The proposal also reduces the on-campus non-resident rate from 3.7 times the resident rate to 2.5 times the resident rate. For FY 2022, ESU is proposing holding tuition flat for resident undergraduate and graduate students, except for a modest tuition increase for the School of Business accelerated online master's degree programs. Regent Rolph moved to approve Emporia State University's tuition and fee proposal as submitted. Regent Bangerter seconded, and the motion carried.

Pittsburg State University is proposing no tuition increase for FY 2022. The PSU Student Government is requesting an \$8 per semester increase to the campus privilege fee to expand mental health services to students. PSU also proposed revising its Gorilla Advantage program in order to draw significantly more students into the unique and valuable College of Technology programs. President Scott clarified that the student fee for mental health included in the proposal is his recommendation to the Board because it is a critical need. He also stated that the student health

centers are critical to the university and welcomes the opportunity for the Board to look more closely at their operations. Regent Hutton stated he believes the staff at the student health centers work hard and help students. His objections to raising fees for the student health center is based on the fact that the system needs to do a better job of collecting reimbursements from third parties, which would lower student costs. Regent Hutton would rather the third parties pay the increase rather than the students. Regent Hutton moved to approve Pittsburg State University's tuition and fee proposal including expansion of the Gorilla Advantage program with the exception that the increase to the student fee for mental health be rejected. This motion failed for lack of second. Regent Bangerter moved to approve Pittsburg State University's tuition and fee proposal as submitted. Regent Kiblinger seconded. This motion also failed. Regent Rolph stated he was not clear on whether Regent Hutton's original motion included the increase to the technology fee. Regent Hutton said it was included because he views the technology fee as a course fee. Regent Rolph moved to approve Pittsburg State University's tuition and fee proposals as submitted except for the increase to the student fee on mental health. Regent Hutton seconded, and the motion carried.

Fort Hays State University is proposing no increase per credit hour for any tuition rate in FY 2022. The University also proposed changing its tuition structure beginning in FY 2023 by expanding its contiguous states tuition rate for on campus students only. The University would plan to reduce the contiguous state rate to equal the approved state rate beginning in the Fall of 2022. Regent Murguia moved to approve Fort Hays State University's tuition and fee proposal as submitted. Regent Harrison-Lee seconded, and the motion carried.

Regent Murguia stated that she appreciated the information the universities provided on how they are handling the dining service refunds to students.

(State University Tuition and Fee Proposals filed with Official Minutes)

SPRING DISTRIBUTION OF FY 2021 APPROPRIATIONS FOR TECHNICAL EDUCATION (EXCEL IN CAREER TECHNICAL EDUCATION INITIATIVE, AO-K PROVISO AND POSTSECONDARY EDUCATION PERFORMANCE-BASED INCENTIVES FUNDS)

Vice President Frisbie presented the proposed second distribution of state funds for Technical Education (Excel in Technical Education and the Accelerating Opportunity-Kansas proviso) and the Postsecondary Education Performance-Based Incentives Fund (GED Accelerator). For FY 2021, the Board of Regents has available \$31,254,345 for high school students' postsecondary tiered technical course tuition, and for tuition costs of adults without a high school diploma or GED who are enrolled in tiered technical courses in designated Accelerating Opportunity: Kansas (AO-K) approved pathways. Funds are also available for the Postsecondary Education Performance-Based Incentives Fund (GED Accelerator). Funding for the tuition portion is distributed twice a year based on actual student enrollments submitted to the Kansas Higher Education Data System by the institutions. In January 2021, the Board distributed \$15,453,001 for Excel in CTE, and \$125,179 for AO-K adult tuition based on the Fall 2020 enrollment data collection. The Spring 2021 enrollment data collection forms the basis of the state grant distributions for June 2021. The distribution amounts set forth in the following table do not reflect the Board's assessment of each institution's performance pursuant to K.S.A. 74-3202d(e) and thus the actual distribution to an institution, in accordance with the performance agreement process,

may be less than the amount set forth in the table for that institution. Regent Rolph moved to approve the distribution amounts. Regent Van Etten seconded, and the motion carried. The following distributions were approved:

<b>Institution</b>	<b>Excel in CTE Initiative</b>	<b>AOK Proviso Adult Tuition</b>	<b>GED Accelerator</b>
Allen Community College	\$473,695	\$ --	\$ --
Barton Community College	192,263	(13,824)	4,000
Butler Community College	254,917	9,035	850
Cloud County Community College	165,625	--	--
Coffeyville Community College	526,032	--	--
Colby Community College	109,125	48,170	14,360
Cowley Community College	400,733	37,650	--
Dodge City Community College	125,867	--	--
Flint Hills Technical College	766,457	--	--
Fort Scott Community College	143,028	3,456	--
Garden City Community College	163,296	6,599	3,010
Highland Community College	804,504	6,761	--
Hutchinson Community College	1,038,055	--	--
Independence Community College	88,738	--	--
Johnson County Community College	711,926	8,075	3,340
Kansas City Kansas Community College	1,223,426	23,210	--
Labette Community College	221,008	--	--
Manhattan Area Technical College	227,643	--	--
Neosho County Community College	678,334	--	--
North Central Kansas Technical College	202,090	--	--
Northwest Kansas Technical College	81,814	--	--
Pratt Community College	159,013	--	--
Salina Area Technical College	512,295	5,094	3,670
Seward County Community College	348,143	2,830	670
Washburn Institute of Technology	2,163,821	44,912	25,550
WSU Campus of Applied Sci. and Tech.	2,601,806	34,735	4,010
<b>Total</b>	<b>\$14,171,404</b>	<b>\$216,703</b>	<b>\$59,460</b>

#### DISTRIBUTION OF FY 2022 APPROPRIATIONS TO PUBLIC UNIVERSITIES

Vice President Frisbie stated that the Legislature appropriated \$15 million to be distributed to the state universities in FY 2022 as an operating grant, which must be spent in accordance with the proviso language, and \$10 million to finance need-based scholarships and student recruitment expenses at the public universities, which includes the state universities and Washburn University. Vice President Frisbie stated the recommendation is to distribute the \$15 million based on the state universities' share of the State General Fund appropriation, excluding those appropriations specially designated for research, and the \$10 million using the Kansas Comprehensive Grant

formula. It was noted that the University of Kansas Medical Center's portion of the funding is low because the Comprehensive Grant applies only to undergraduate students, and the Medical Center's enrollment is mainly graduate students. Vice President Frisbie stated that based on the discussion during the Fiscal Affairs and Audit Standing Committee meeting, staff drafted several different scenarios for distributing the \$10 million that the Board can consider. Following discussion, the Regents concurred that they need additional time to review the options, and Regent Harrison-Lee moved to table this item until Thursday and placed it on the agenda under the Fiscal Affairs and Audit discussion section as item five. Regent Murguia seconded, and the motion carried.

(Handout filed with Official Minutes)

DISTRIBUTION OF FY 2022 STATE APPROPRIATIONS TO COMMUNITY COLLEGES, TECHNICAL COLLEGES, AND WASHBURN INSTITUTE OF TECHNOLOGY

Vice President Frisbie presented the proposed FY 2022 distributions to individual institutions for the Tiered Technical Education State Aid, Non-Tiered Credit Hour Grant, Career Technical Education Capital Outlay Aid, and the Technology Grant. The distribution amounts set forth in the following tables do not reflect the Board's assessment of each institution's performance pursuant to K.S.A. 74-3202d(e) and thus the actual distribution to an institution, in accordance with the performance agreement process, may be less than the amount set forth in the table for that institution.

Vice President Frisbie also stated as part of the maintenance of effort formula, the Legislature appropriated \$5 million to the Board of Regents for the community colleges, which is to be used for non-recurring commitments. She noted that the Kansas Postsecondary Technical Authority reviewed the distributions and recommends that \$4 million be allocated according to resident student FTE enrollment, excluding students in Excel for CTE, for which the colleges receive full funding from another appropriation and that the remaining \$1 million be used for those colleges with a gap in state aid for both tiered and non-tiered course credit hours according to the instructional cost model. Vice President Frisbie also reported that the Board was appropriated \$4,335,000 for the technical colleges to use for equipment purchases and the language in the proviso directed the Board to divide the money equally among the seven technical colleges at \$619,285 each.

Regent Rolph moved to approve the distributions in tables one, two, three, four, and six. Regent Hutton seconded, and the motion carried.

Regent Rolph stated that during the Fiscal Affairs and Audit Committee meeting, staff was directed to draft different scenarios for distributing the \$5 million to the community colleges and those scenarios were to show how the funds would be allocated if 20%, 50%, 80%, or 100% went to the cost model funding gap. The Board discussed the funding gap for tiered and non-tiered course credit hour aid, and it was noted that the state has not fully funded the cost model formula since its enactment in July 2011. Some Regents expressed their desire to apply more of the funds to address the gap because the colleges with the biggest gaps have not been reimbursed fairly. The Regents wanted additional time to review the different scenario options for the community college distribution. Chair Feuerborn tabled the item until Thursday.

The following distributions were approved:

<b>Table 1</b>			
<b>Tiered Technical Education State Aid Distribution</b>			
<b>Institution</b>	<b>FY 2021 Funding</b>	<b>FY 2022 Funding</b>	<b>Increase/ (Decrease)</b>
Allen County Community College	\$1,327,658	\$1,327,658	\$ --
Barton County Community College	3,519,749	3,519,749	--
Butler County Community College	4,378,298	4,210,634	(167,664)
Cloud County Community College	1,364,522	1,364,522	--
Coffeyville Community College	1,221,598	1,221,598	--
Colby Community College	847,221	877,805	30,584
Cowley County Community College	2,522,575	2,522,575	--
Dodge City Community College	1,175,503	1,175,503	--
Flint Hills Technical College	1,791,222	1,837,319	46,097
Fort Scott Community College	1,508,066	1,508,066	--
Garden City Community College	1,025,433	1,058,862	33,429
Highland County Community College	1,833,613	1,833,613	--
Hutchinson County Community College	4,284,098	4,341,047	56,949
Independence Community College	558,687	558,687	--
Johnson County Community College	6,536,167	6,750,474	214,307
Kansas City Kansas Community College	4,388,879	4,371,269	(17,610)
Labette County Community College	1,153,072	1,129,158	(23,914)
Manhattan Area Technical College	1,909,844	1,942,694	32,850
Neosho County Community College	1,488,937	1,387,305	(101,632)
North Central Kansas Technical College	2,780,372	2,824,381	44,009
Northwest Kansas Technical College	2,167,114	2,167,114	--
Pratt Community College	1,189,790	1,189,790	--
Salina Area Technical College	1,902,328	1,902,328	--
Seward County Community College	1,184,750	1,186,472	1,722
Washburn Institute of Technology	3,039,393	3,077,922	38,529
WSU Campus of Applied Science and Technology	5,868,559	5,680,903	(187,656)
<b>Total</b>	<b>\$60,967,448</b>	<b>\$ 60,967,448</b>	<b>\$ --</b>

<b>Table 2</b>			
<b>Non-Tiered Credit Hour Grant Distribution</b>			
<b>Institution</b>	<b>FY 2021 Funding</b>	<b>FY 2022 Funding</b>	<b>Increase/ (Decrease)</b>
Allen County Community College	\$3,591,858	\$3,557,200	(\$34,658)
Barton County Community College	4,986,441	5,086,886	100,445
Butler County Community College	11,284,336	11,246,168	(38,168)

Cloud County Community College	3,065,428	3,063,686	(1,742)
Coffeyville Community College	1,798,887	1,798,887	--
Colby Community College	1,415,975	1,379,179	(36,796)
Cowley County Community College	4,410,683	4,410,683	--
Dodge City Community College	1,535,283	1,512,063	(23,220)
Flint Hills Technical College	541,758	532,205	(9,553)
Fort Scott Community College	1,960,649	1,935,369	(25,280)
Garden City Community College	1,790,242	1,731,655	(58,587)
Highland Community College	4,008,803	3,984,114	(24,689)
Hutchinson Community College	5,333,431	5,304,419	(29,012)
Independence Community College	1,429,492	1,429,492	--
Johnson County Community College	15,651,974	15,637,795	(14,179)
Kansas City Kansas Community College	5,988,485	5,988,313	(172)
Labette County Community College	1,743,344	1,705,732	(37,612)
Manhattan Area Technical College	498,103	519,857	21,754
Neosho County Community College	1,611,148	1,639,180	28,032
North Central Kansas Technical College	758,829	774,707	15,878
Northwest Kansas Technical College	661,927	681,387	19,460
Pratt Community College	1,266,794	1,244,496	(22,298)
Salina Area Technical College	206,909	240,190	33,281
Seward County Community College	1,831,297	1,831,297	--
Washburn Institute of Technology	212,448	226,887	14,439
WSU Campus of Applied Science and Technology	2,410,515	2,533,192	122,677
<b>Total</b>	<b>\$79,995,039</b>	<b>\$79,995,039</b>	<b>\$ --</b>

<b>Table 3</b>			
<b>Career Technical Education Capital Outlay Aid Distribution</b>			
<b>Institution</b>	<b>FY 2021 Funding</b>	<b>FY 2022 Funding</b>	<b>Increase/ (Decrease)</b>
Coffeyville Community College	\$120,641	119,497	(1,144)
Cowley County Community College	134,283	135,156	873
Dodge City Community College	122,865	118,847	(4,018)
Flint Hills Technical College	129,489	132,531	3,042
Highland Community College	126,800	125,919	(881)
Hutchinson Community College	208,777	209,777	1,000
Johnson County Community College	338,088	355,522	17,434
Kansas City Kansas Community College	206,118	204,122	(1,996)
Manhattan Area Technical College	132,759	133,806	1,047
North Central Kansas Technical College	146,415	148,082	1,667
Northwest Kansas Technical College	133,093	134,568	1,475

Pratt Community College	119,099	121,629	2,530
Salina Area Technical College	121,941	123,153	1,212
Seward County Community College	126,779	127,939	1,160
Washburn Institute of Technology	176,315	171,351	(4,964)
WSU Campus of Applied Science and Technology	275,849	257,412	(18,437)
<b>Total</b>	<b>\$2,619,311</b>	<b>\$2,619,311</b>	<b>\$ --</b>

<b>Table 4</b>			
<b>Technology Grants Distribution</b>			
<b>Institution</b>	<b>FY 2021 Technology Grant</b>	<b>FY 2022 Technology Grant</b>	<b>Increase/ (Decrease)</b>
Allen County Community College	\$14,168	\$14,168	\$ --
Barton County Community College	19,482	19,482	--
Butler County Community College	24,794	24,794	--
Cloud County Community College	16,824	16,824	--
Coffeyville Community College	16,824	16,824	--
Colby Community College	16,824	16,824	--
Cowley County Community College	19,482	19,482	--
Dodge City Community College	16,824	16,824	--
Fort Scott Community College	16,824	16,824	--
Garden City Community College	16,824	16,824	--
Highland Community College	18,597	18,597	--
Hutchinson Community College	25,678	25,678	--
Independence Community College	16,824	16,824	--
Johnson County Community College	38,962	38,962	--
Kansas City Kansas Community College	25,678	25,678	--
Labette County Community College	14,170	14,170	--
Neosho County Community College	16,824	16,824	--
Pratt Community College	12,401	12,401	--
Seward County Community College	16,824	16,824	--
Washburn University	33,647	33,647	--
<b>TOTAL</b>	<b>\$398,475</b>	<b>\$398,475</b>	<b>\$ --</b>

<b>Table 6</b>			
<b>Technical Colleges Equipment Fund Distribution</b>			
<b>Institution</b>	<b>FY 2021 Funding</b>	<b>FY 2022 Funding</b>	<b>Increase/ (Decrease)</b>
Flint Hills Technical College	\$ --	\$619,285.71	\$619,285.71
Manhattan Area Technical College	--	619,285.71	619,285.71
North Central Kansas Technical College	--	619,285.71	619,285.71
Northwest Kansas Technical College	--	619,285.71	619,285.71



Salina Area Technical College	--	619,285.71	619,285.71
Washburn Institute of Technology	--	619,285.71	619,285.71
WSU Campus of Applied Science and Technology	--	619,285.71	619,285.71
<b>Total</b>	<b>\$ --</b>	<b>\$4,334,999.97</b>	<b>\$4,334,999.97</b>

(Handout filed with Official Minutes)

Other Matters

AMENDMENTS TO BOARD'S WEAPONS POLICY

General Counsel Julene Miller stated that this year the Legislature amended the Personal and Family Protection Act to allow individuals between the ages of 18 and 21 to possess concealed carry weapons if appropriately licensed to do so. She then presented a proposed Board policy amendment that reflects the changes made by the Legislature. Regent Bangerter moved to approve. Regent Van Etten seconded, and the motion carried. The following amendment was adopted.

**CHAPTER II: GOVERNANCE - STATE UNIVERSITIES**

...

**E. FACILITIES**

...

**15 WEAPONS POSSESSION**

- a. Pursuant to the authority vested in the Board of Regents by Article 6, Section 2 of the Kansas Constitution, K.S.A. 76-712 and other state laws, and in accordance with K.S.A. 75-7c20 allowing concealed carry and K.S.A. 75-7c24 authorizing prohibition of open carry, concealed carry of handguns shall be permitted on each state university campus, while open carry of firearms and possession of weapons other than concealed handguns shall be prohibited on each state university campus.
- b. For purposes of this policy:
  - i. The term "weapons" includes:
    - (1) Any object or device which will, is designed to, or may be readily converted to expel bullet, shot or shell by the action of an explosive or other propellant;
    - (2) any handgun, pistol, revolver, rifle, shotgun or other firearm of any nature, including those that are concealed or openly carried;
    - (3) any BB gun, pellet gun, air/C'O2 gun, blow gun, or any device, such as a Taser, which is designed to discharge electric darts or other similar projectiles; however, personal self-defense stun guns that do not fit within the preceding definition shall not be deemed to be a weapon for the purposes of this policy;

- (4) any explosive, incendiary or poison gas (A) bomb, (B) mine, (C) grenade, (D) rocket having a propellant charge of more than four ounces, or (E) missile having an explosive or incendiary charge of more than  $\frac{1}{4}$  ounce;
  - (5) any incendiary or explosive material, liquid, solid or mixture equipped with a fuse, wick or other detonating device;
  - (6) any tear gas bomb or smoke bomb; however, personal self-defense items containing mace or pepper spray shall not be deemed to be a weapon for the purposes of this policy;
  - (7) any knife, commonly referred to as a switch-blade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward or centrifugal thrust or movement;
  - (8) any straight-blade knife of four inches or more such as a dagger, dirk, dangerous knife or stiletto; except that an ordinary pocket knife or culinary knife designed for and used solely in the preparation or service of food shall not be construed to be a weapon for the purposes of this policy;
  - (9) any martial arts weapon such as nunchucks or throwing stars;
  - (10) any longbow, crossbow and arrows or other projectile that could cause serious harm to any person; or
  - (11) any other dangerous or deadly weapon or instrument of like character.
- ii. The term “handgun” means:
- (1) A pistol or revolver which is designed to be fired by the use of a single hand and which is designed to fire or capable of firing fixed cartridge ammunition; or
  - (2) any other weapon which will or is designed to expel a projectile by the action of an explosive and which is designed to be fired by the use of a single hand.
- iii. The term “firearm” includes any handgun, rifle, shotgun, and any other weapon which will or is designed to expel a projectile by the action of an explosive.
- iv. The term “adequate security measures” shall have the same meaning as the term is defined in K.S.A. 75-7c20, and “building” shall have the same meaning as the term “state building” is defined in K.S.A. 75-7c20.
- v. The term “campus” means any building or grounds owned by a state university or the Board and any building or grounds leased by a state university or the Board for state university use.
- c. Nothing in this policy shall be read to prohibit possession of weapons on campus (1) as necessary for the conduct of Board approved academic programs or university approved activities or practices, or (2) by university police or security officers while acting within the scope of their employment. Each university shall

develop and follow policies and procedures for the safe possession, use and storage of such weapons and shall notify the Board in writing of any activities or practices involving weapons that are approved by the university under subparagraph c(1).

- d. Beginning July 1, 2017, any individual who is 21 years of age or older, and beginning July 1, 2021, any licensed individual who is 18-21 years of age, and who is lawfully eligible to carry a concealed handgun in Kansas shall not be precluded from doing so on state university campuses except in buildings and areas of buildings for which adequate security measures are provided, and except as otherwise prohibited by law.
  - i. Each individual who lawfully possesses a handgun on any state university campus shall be wholly and solely responsible for carrying, storing and using that handgun in a safe manner and in accordance with the law, Board policy and university policy. Nothing in this policy shall be interpreted to require individuals who lawfully possess a handgun to use it in defense of others.
  - ii. Each university shall develop and follow policies and procedures for the safe possession and storage of lawfully possessed handguns, and shall submit such policies and procedures to the Board office for review and approval by the Board Governance Committee prior to publication or implementation. Each university's policies and procedures shall include detailed provisions regarding how and where to report suspected violations of this policy, how faculty, staff and students shall be notified of the laws and policies pertaining to concealed carry on campus, and shall also provide interested students, faculty and staff with information about any known locally or regionally available firearm safety instruction.
- e. Open carry of any firearm anywhere on any campus shall be prohibited. Each entrance to each building and facility on each campus shall be conspicuously posted with appropriate signs indicating that openly carrying a firearm into that building or facility is prohibited. Additional signs may be posted as appropriate.
- f. Except in those instances where necessary for self-defense or transferring to safe storage and except as otherwise provided in subparagraphs c(1) and c(2), it shall be a violation of Board policy to openly display any lawfully possessed concealed carry handgun while on campus.
- g. Regardless whether the individual is otherwise lawfully eligible to carry a concealed handgun, it shall be a violation of Board policy to commit any of the following offenses on a university campus:
  - i. Possess a firearm under the influence of alcohol or drugs, as defined by K.S.A. 21-6332, and amendments thereto;
  - ii. discharge a firearm in violation of K.S.A. 21-6308, and amendments thereto;

- iii. discharge a firearm within or into the corporate limits of any city in violation of K.S.A. 21-6308a; or
  - iv. otherwise possess, store, transport, trade, sell, or in any other way use a firearm in violation of any applicable law.
- h. Beginning July 1, 2017, each individual who lawfully possesses a concealed handgun on campus shall at all times have that handgun in their custody and control, and shall either keep it on their person with safety mechanism, if any, engaged, or stored 1) in any secure storage location provided by or authorized by the university specifically for that purpose, 2) at their residence, or 3) in their vehicle. If stored in a location provided or authorized by the university specifically for that purpose, the handgun must be secured, concealed from view, and in a location that can be accessed only by the individual and the university. If stored in a vehicle on campus, the handgun must be secured and concealed from view. For any dormitory or scholarship hall that does not have adequate security measures, each resident who lawfully possesses a handgun on campus and elects to store the handgun they possess in the room to which they are assigned when not carrying it on their person in a concealed fashion shall secure the handgun in a secure storage device that conceals the gun from view. Such storage devices shall be provided by the individual who possesses the handgun and must meet minimum industry standards for safe-keeping of handguns.
- i. Beginning July 1, 2017, each state university shall determine whether and to what extent otherwise lawfully possessed concealed handguns will be prohibited in any campus buildings or areas of buildings by provision of adequate security measures, permanent or temporary, at each public entrance to the building or area. Each entrance to each building where concealed carry is prohibited as provided in this paragraph shall be conspicuously posted with appropriate signs indicating that carrying a concealed handgun into that building is prohibited. Additional signs may be posted as appropriate. Each state university that prohibits concealed carry pursuant to this paragraph shall submit to the Board office for review and approval by the Board Governance Committee a list of the buildings and areas of buildings so restricted, the rationale therefor, and a description of the adequate security measures to be provided.
- i. The list shall be provided at the time such buildings and areas are first identified as requiring adequate security and, as buildings or areas of buildings are added to the list, at the time so amended. Once the Governance Committee has approved a building or area for provision of adequate security measures, re-approval of that building or area is not required.
  - ii. Because safety and security considerations may warrant a university implementing adequate security measures on an as-needed, temporary basis that are intended to address a specific concern, each university shall include in its

annual security report to the Board information regarding all instances in which adequate security measures were implemented on an as needed, temporary basis during the previous year and the reasons therefor.

- j. Any individual who violates one or more provisions of this policy may be issued a lawful directive to leave campus with the weapon immediately. Any individual who violates the directive shall be considered to be in trespass and may be cited accordingly. Any employee or student of the university who violates one or more provisions of this policy shall be subject to discipline in accordance with applicable university codes of conduct. Any individual who violates state or federal law may be detained, arrested or otherwise subjected to lawful processes appropriate to the circumstances.
- k. Notice of this policy shall be given in each state university's weapons policy and housing contracts. To the extent adequate security measures are used to prohibit concealed carry into stadiums, arenas and other large venues that require tickets for admission, the tickets shall state that concealed carry will be prohibited at that event.

#### BOARD MEMBER CONFLICT OF INTEREST DISCLOSURE

General Counsel Julene Miller presented an additional conflict of interest disclosure from Regent Hutton. Regent Hutton has an ownership and employment interest in, and his son is the majority stockholder and CEO of, a construction company (Hutton Construction) that has recently been awarded the design/build contract for the proposed new residence hall on the Kansas State University Polytechnic campus in Salina. General Counsel Miller noted that because this contract will be with the KSU Real Estate Fund, LLC, a supporting entity of the Kansas State University Foundation (which is an affiliated corporation of the University) rather than the University itself, Board policy does not require disclosure of the transaction. However, Regent Hutton disclosed it out of an abundance of caution and the recommendation, which the Governance Committee concurred with, is to direct Regent Hutton to excuse himself from participating on behalf of the Board in matters involving or related to this disclosed interest. Regent Rolph moved to approve the recommendation, and Regent Murguia seconded. The motion carried.

#### EXECUTIVE SESSION

At 5:05 p.m., Regent Harrison-Lee moved, followed by the second of Regent Murguia, to recess into executive session in the Kathy Rupp Conference Room for 25 minutes to discuss personnel matters of non-elected personnel. The subject of this executive session was personnel matters and the purpose was to protect the privacy of the individual Board employee involved. Participating in the executive session were members of the Board, President Flanders, and General Counsel Julene Miller. The motion carried. At 5:30 p.m., the meeting returned to open session. Regent Harrison-Lee moved to extend the session ten minutes, and Regent Rolph seconded. The motion carried. At 5:40 p.m. the meeting returned to open session. Regent Harrison-Lee moved to extend the session ten minutes, and Regent Rolph seconded. The motion carried. At 5:50 p.m. the meeting returned to open session.

**RECESS**

The Chair recessed the meeting at 5:50 p.m.

**RECONVENE**

Chair Feuerborn reconvened the meeting at 8:30 a.m. on Thursday, June 17, 2021.

MEMBERS PRESENT:

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

**AMEND AGENDA**

Chair Feuerborn stated that three items from yesterday were tabled for further discussion on today's agenda. Two of the items will be placed under the Fiscal Affairs and Audit discussion agenda as follows: 5. Act on Distributions of FY 2022 Appropriations to Public Universities and 6. Act on Community College Maintenance of Effort Distribution. A new Academic Affairs section is being added to the discussion agenda after the Fiscal Affairs and Audit section and the item to Discuss Amending Board to policy related to the Baccalaureate Degree Pilot will be placed under this section. Chair Feuerborn also added a new executive session to the agenda and placed it on the agenda after the Kansas State University Presidential Search item.

**REPORTS****REPORT FROM THE UNIVERSITY CEOS**

President Myers announced that David Rosowsky was named Kansas State University's new Vice President for Research and will begin his appointment on July 1. In May, KSU held its 2021 commencement ceremony at Bill Snyder Family Stadium. President Myers thanked Regent Van Etten for her remarks to the graduates and noted that KSU graduated over 3,000 students. President Myers reported that construction on the new Shamrock Zone located on the south concourse of Bill Snyder Family Stadium is underway and is expected to be completed in September. The Shamrock Zone will include permanent concessions, new seating, two new video boards, and a covered walkway. President Myers reported that Carl and Melinda Helwig donated significant funds to the Department of Biological and Agricultural Engineering to help students, faculty, and the programs in the Department. President Myers announced that 288 KSU student athletes were placed on the Spring 2021 Commission's Honor Roll for the Big XII and 97 students held a 4.0 GPA. President Myers also reported that three Kansas State University students and one alumna received a Fulbright scholarship: Kya Crocker, senior in anthropology; Cole Wilson, senior in biochemistry; Geneva Fink, December 2020 graduate in human development and family science; and Lindsay Curl, 2017 graduate in biology. The Board members congratulated President Myers on his upcoming retirement and thanked him for his many years of service.

Chancellor Girod reported that the University of Kansas will not be using the Board's temporary policy on dismissal and that he appreciated the Board's flexibility. Dr. Girod noted that when the Board adopted the policy earlier this year, the University had significant revenue issues related to the pandemic including enrollment losses. Since that time, KU has made financial adjustments on the campus and has received federal and state funds. The Chancellor noted that KU is still facing financial challenges, but he and his staff are working on long term solutions. Chancellor Girod then reported that the groundbreaking ceremony for the new Jayhawk Welcome Center took place on May 7. This facility will function as a welcome center for KU and will house the admissions department. The project's cost is estimated at \$21 million and will be funded by the KU Alumni Association. Dr. Girod stated that expansion of the KU Innovation Park continues with Phase III, which includes a new 70,000-square-foot facility that contains fully functional wet labs, offices, and collaborative spaces for its tenant startups. The facility will house 250 new high-tech jobs. Chancellor Girod announced that Dr. Kristen Bowman-James, a University Distinguished Professor of Chemistry, was named to the American Academy of Arts & Sciences; Dr. Beth Bailey, a Foundation Distinguished Professor in the Department of History, was named as one of 26 researchers in the 2021 class of Andrew Carnegie Fellows; and Joseph Hartung, a KU student with a double major in history and global & international studies with minors in African studies and national security studies, is one of 20 students selected as a Key into Public Service Scholar by Phi Beta Kappa Society, the nation's most prestigious academic honor society.

President Muma reported that more than 5,000 Wichita State students had paid applied learning and other campus employment experiences, totaling more than \$27 million last year. The University also discharged \$7.4 million dollars in student debt last week using HEERF funds. He shared several examples of students involved with applied learning activities including the WSU engineering and physical therapy students who collaborated on an applied learning opportunity through Wichita State's GoBabyGo program to build a modified bike for a five-year-old who has cerebral palsy. President Muma announced that Dr. Rémi Chou, an assistant professor in the Department of Electrical Engineering and Computer Science, was awarded a National Science Foundation CAREER Award, which will support his work in bringing more robust security to wirelessly transmitted data. Dr. Muma stated that WSU has focused on educating the campus community about the importance of freedom of expression and announced that the new Craig W. Barton Lecture Series will be a prestigious annual event with the intended purpose to expose students to differing points of view and encourage critical thinking and conversation. He also noted that in April 2021, WSU's W. Frank Barton School of Business hosted freedom-of-innovation expert Adam Thierer, a senior research fellow at the Mercatus Center at George Mason University. Thierer specializes in innovation, entrepreneurialism, Internet and free-speech issues, with a particular focus on the public policy concerns surrounding emerging technologies. Dr. Muma also thanked WSU's shared governance leaders for all their work this year.

## **CONSIDERATION OF DISCUSSION AGENDA**

### *Fiscal Affairs and Audit*

#### **BOND RESOLUTION – WSU**

General Counsel Miller introduced Wichita State University's request for a bond resolution in an amount not to exceed \$15 million plus costs of issuance and any required reserves. The proceeds

will be used to finance the costs of construction and equipping the new convergence sciences building and to refund the 2013F-1 bonds. The 2021 bonds will be secured with a pledge of generally available unencumbered funds of the University, excluding restricted revenues as defined in the K DFA 2021L Bond Resolution. However, General Counsel Miller noted that WSU plans to pay the debt service with a combination of housing revenues and general revenues. Regent Bangerter moved to approve the resolution and to authorize the Board Chair and the President and CEO to execute all necessary documents. Following the second of Regent Hutton, the motion carried.

(Resolution filed with Official Minutes)

### POLICY AMENDMENTS AND FUNDING SCENARIOS FOR CAPITAL RENEWAL INITIATIVE

Chad Bristow, Director of Facilities, presented proposed amendments to the Facility section of the Policy Manual and funding options for the Maintenance Assessment component of the Capital Renewal Initiative. He noted that Board staff is also recommending that the Board consider allocating additional resources for consulting services to support the implementation of this initiative.

Director Bristow stated in order to adequately fund ongoing annual maintenance costs of existing mission critical buildings, a new maintenance assessment fund will need to be established by the universities, which will be used in addition to the Educational Building Fund. The maintenance assessment fund can be used for all mission critical buildings regardless of when they were built. Director Bristow stated the universities will need to dedicate additional resources to the maintenance assessment so that over time it will grow until the 2% current replacement value is reached, which is considered an industry recognized best practice. Funding for the maintenance assessment can include a combination of federal, state, or philanthropic dollars. Director Bristow reviewed three scenarios starting in 2023 that showed four, six, and eight-year options for growing the fund to reach 2%. The Board discussed the 2% standard and the different options. Regent Bangerter stated the 2% is an ambitious goal and that he was concerned about using the operating funds at the universities to support the maintenance assessment. Some Board members acknowledged during discussion that without increased investment in facilities the already significant deferred maintenance liability will only continue to grow. The university CEOs also expressed concerns that funding the maintenance assessment will take operating resources away from programs and noted that the universities already have financial challenges in other operating areas such as offering competitive salaries to faculty and staff.

Director Bristow stated to address maintenance of new construction, the recommendation is for the universities to document how the 2% of replacement value will be contributed annually to the maintenance assessment fund for the buildings as they come online. Calculating future maintenance and operating costs will be determined by industry standard methods and will take into consideration building type, complexity, and function. Director Bristow noted the expenditure of the maintenance assessment money will be reported and reviewed by the Board annually.

Director Bristow stated that the Board's University Facilities Guidelines will be developed over the next several months to document and detail the implementation of the Board's strategic goals.



The document will include best practices, standards, processes and procedures. It will also contain a range of target metrics. Director Bristow stated that the universities will use a common facilities database to track building conditions and that the facilities condition data will be submitted annually to the Board in a standard report format, beginning on October 1, 2022. Regent Schmidt asked whether the universities will need additional staff to conduct building assessments for the database. President Flanders noted that assessing and inputting the data on the facilities is the most important component of this initiative because the data will dictate what decisions are made. He also noted that some universities will need to hire staff to conduct these building assessments.

Director Bristow reviewed the amendments to the facilities policies and noted that additional changes were made to the Energy Conservation Measure policy, which were handed out to the Board during the meeting.

The Board discussed the funding model options and it was noted that future Boards can adjust the funding percentages based on the financial situation at that time. It was also noted that this is a starting point and that the policies and funding model can be used to gain support from the Legislature because it shows a path forward for addressing the deferred maintenance issue on the campuses. Following discussion, Regent Hutton moved to approve the facilities policies including the amendments in the handout, allocating Educational Building Fund cash reserves for additional work with the consultants, and a four- to five-year escalator to fully fund the 2% Maintenance Assessment. Additionally, the Board will seek additional revenues for launching the university facilities capital renewal. Regent Rolph seconded. Regent Schmidt stated the escalator would not begin until 2023, which will give the universities and Board time to put together a financial plan and seek additional funding. He then requested that the motion be drafted so the Board could see the language.

#### BREAK

Chair Feuerborn called for a break at 9:55 a.m. to allow staff time to draft the motion. At 10:06 a.m. the meeting resumed.

Director Bristow displayed the motion and Regent Schmidt requested it be amended to add “that the Board will seek additional federal and state revenues.” He also wanted to make sure future Boards would have the ability to adjust the funding if there are financial challenges. Regent Hutton stated that the Board has the authority to adjust its policies and he believes future Boards will make decisions based on what is best for the universities. Regent Hutton and Regent Rolph agreed to add Regent Schmidt’s language to the motion. The CEOs requested that more time be given on the escalator since there is no guarantee of receiving additional funds. Regent Hutton stated that the Board and universities have two years to develop a plan for how to finance the escalator on the maintenance assessment and noted that having an escalator attached to the plan gives the system a goal that it can show to legislators. Regent Bangerter agrees that deferred maintenance needs to be addressed but is concerned about how this approach will impact the universities’ operating budgets. He noted that if new revenue sources are not found, students will be the ones funding the maintenance assessment. Regent Hutton noted the data collected during the studies shows that the current level of funding for deferred maintenance is not addressing the issues and that the Board needs a plan in place so that future CEOs have a path forward for decreasing deferred maintenance. Regent Kiblinger stated the 2% is an industry standard and noted that building expenses are already

happening, regardless of whether anyone wants to address them. She believes the universities are losing student enrollment to some extent because of the condition of the facilities. The university CEOs discussed how financing the 2% will impact their campuses if additional funds are not secured.

Regent Bangerter offered an amended motion to approve a ten-year escalator subject to the availability of funds. Regent Feuerborn seconded. Regent Schmidt requested to change the escalator to eight years. Regent Bangerter and Feuerborn agreed to amend the motion to eight years. Regent Murguia asked for a roll call vote. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Feuerborn, Regent Bangerter, and Regent Schmidt. The motion failed.

Regent Rolph moved to approve the facilities policies including the amendments in the handout, allocating Educational Building Fund cash reserves for additional work with the consultants, and a six-year escalator to fully fund the 2% Maintenance Assessment. Additionally, the Board will seek additional federal and state revenues for launching the university facilities capital renewal. Regent Hutton seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Harrison-Lee, Regent Murguia, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, and Regent Van Etten. The motion carried.

(Handout and Amended Policies filed with Official Minutes)

AMENDMENTS TO FY 2023 CAPITAL IMPROVEMENT PLAN AND LEASE REAL PROPERTY – KSU

After Regent Hutton exited the meeting, Director Bristow presented Kansas State University’s request to amend its FY 2021 Capital Improvement Plan and accept its program statement for constructing a new residence hall located on the Polytechnic Campus. It was noted that demand for on-campus housing on that Campus has grown due to increased freshman enrollments. The cost of the new residence hall is estimated at \$7.7 million. Director Bristow noted that KSU is also requesting approval to lease land relevant to the construction site to the KSU Real Estate Fund, LLC (KSUREF) a supporting entity of the Kansas State University Foundation. Regent Rolph moved to approve, and Regent Van Etten seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Harrison-Lee, Regent Bangerter, Regent Murguia, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Feuerborn. The motion carried. The Chair noted that Regent Hutton was not present in the room while this item was discussed and acted on.

BOARD’S FY 2023 UNIFIED STATE BUDGET REQUEST

Vice President Frisbie reviewed the proposed items for the Board’s FY 2023 Unified Budget request and noted that the community colleges submitted an amended list without sufficient time to publish it in the Board agenda. The Board will continue to review the proposed items at its retreat and will act on the requests at the September Board meeting.

**Initial Requests for FY 2023**

**University System-Wide Issues**

<b>Proposals</b>	
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Deferred Maintenance of State Facilities	TBD
Additional State Support for Higher Education for Kansas to Comply with Federal MOE Requirements ( <i>funds for MOE cannot be used for capital improvements or research and development</i> )	\$60,000,000 estimated for both FY 2022 and FY 2023 beyond current levels, depending on overall SGF budget

**State Universities**

<b>University of Kansas / KU Medical Center</b>	
Deferred Maintenance	\$10,000,000
Researcher Retention & Startup Packages	\$5,000,000
Cybersecurity	\$5,000,000
Economic Development/Industry-Sponsored Research Enterprise	\$5,000,000
Enrollment Enhancement/Underrepresented Student Recruitment	\$5,000,000
Jayhawk Global (online) Center for Certification and Competency Based Education Center for Rural Engagement	\$10,000,000
<b>Kansas State University</b>	
Deferred Maintenance	\$5,000,000
Need Based Student Financial Aid	\$5,000,000
Strategic Enrollment Management, including Rural and Underrepresented Populations	\$5,000,000
Business Continuity and Cybersecurity	\$5,000,000
Technology Infrastructure	\$5,000,000
<b>Wichita State University</b>	
Strategic Enrollment Management (Helping Kansas families through access and affordability)	\$4,000,000
National Institute for Research & Digital Transformation Programming (Supporting Kansas businesses with a talent pipeline)	\$5,000,000

Center for Esports Research, Education, and Leadership Programming (Supporting Kansas businesses with a talent pipeline)	\$2,000,000
Maintenance, Repair & Overhaul (MRO) Project Salina, Topeka and Wichita (Increasing economic prosperity with higher education that benefits the Kansas economy)	\$5,000,000
WSU/KU Medical Center Academic Health Sciences Center Programming (Increasing economic prosperity with higher education that benefits the Kansas economy)	\$5,000,000
<b>Emporia State University</b>	
Student Persistence Initiatives Student Access and Success Program (\$558,880) and Breaking the Barriers in Underrepresented Communities: Mental Health Matters (\$276,490)	\$828,370
SMaRT Kansas 21: Science and Math Recruitment of Teachers in Kansas for the 21 <sup>st</sup> Century	\$505,237
Prophet Aquatic Research and Outreach Center	\$594,282
Center for Forensic Science	\$1,500,000
<b>Pittsburg State University</b>	
Increase State Funding to Meet Federal MOE Requirements	TBD
Convert MOE State Funding to Permanent Additions to State University Block Grant to allow universities to focus on critical needs including competitive salaries for faculty and staff, regional economic development support activities	TBD
Increase Educational Building Fund Revenues or Identify New Funding for Deferred Maintenance Initiatives	TBD
<b>Fort Hays State University</b>	
Eliminate Student Fee for Center for Student Success (student fee was adopted to make bond payment)	\$5,000,000
Deferred Maintenance / Capital Renewal	\$3,000,000
Faculty and Staff Retention Merit Pool	\$2,000,000
Improve / Enhance Student Mental Health Services	\$250,000

**Postsecondary Technical Education Authority**

<b>Proposals</b>	<b>Amount</b>
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Excel in CTE – Additional State Funding for Projected Enrollment Growth	\$2,500,000
Fund a Portion of the Gap in Tiered Course Credit Hour Aid	\$2,000,000
Fund a Portion of the Gap Non-Tiered Course Credit Hour Aid	\$4,000,000
Vocational Education Capital Outlay State Aid	\$4,000,000

**Washburn University Priorities**

<b>Proposals</b>	<b>Amount</b>
Business Resources for Innovation (Building the Future Pillar 3, Economic Prosperity)	\$225,000 ongoing + \$100,000 one-time startup
Ensuring Pathways to Student Success (Building the Future Pillar 1, Family)	\$880,000 ongoing + \$925,000 one-time startup

**Technical College Priorities**

<b>Proposals</b>	
Increase Excel in CTE	\$2,500,000
Fund a Portion of the Gap in Tiered Course Credit Hour Aid	\$2,000,000
Fund a Portion of the Gap Non-Tiered Course Credit Hour Aid	\$4,000,000
Increase Career Technical Education Capital Outlay	\$4,000,000
Establish a credential-based IT pilot program of study for the Technical Colleges emphasizing Swift Coding, Data Analytics, Cybersecurity	\$700,000
Agriculture/Energy/Transportation Initiative to recruit and retain qualified instructors to increase rates of student completion 20%	\$500,000
Apprenticeship Navigator pilot project – one navigator per technical college, \$50,000/college	\$350,000
Funding for FTE positions with the Board of Regents to relocate responsibility for student repayments and monitoring of scholarship recipient compliance from the 33 colleges to the Board office	TBD
Support the tax credit for capital outlay for the technical colleges as set out in 2021 House Bill 2315	\$3,500,000 for tax credit and \$243,674 for Department of Revenue to administer the credit
Additional MOE Funding – a notation was made that additional state funding will have to be added for higher education.	

**Community College Priorities**

<b>Proposals</b>	<b>Amount</b>
Excel in CTE – Additional State Funding for Projected Enrollment Growth	\$2,500,000
Fund a Portion of the Gap in Tiered Course Credit Hour Aid	\$2,000,000
Fund a Portion of the Gap Non-Tiered Course Credit Hour Aid	\$4,000,000
Vocational Education Capital Outlay State Aid	\$2,000,000
Additional MOE Funding – a notation was made that additional state funding will have to be added for higher education and the community colleges suggested \$15 million be added for the community colleges.	

**DISTRIBUTIONS OF FY 2022 APPROPRIATIONS TO PUBLIC UNIVERSITIES**

Vice President Frisbie stated that the Board received several scenarios for distributing the \$10 million that can be used to finance need-based scholarships and student recruitment expenses at the public universities. Scenario A has the funds being distributed according to the Kansas Comprehensive Grant formula, which includes only undergraduate students. Scenarios B and C are based on student enrollments and their residency status. Scenario D distributes the funds based on the universities’ SGF base appropriation, and Scenario E bases the distribution on the number of Pell eligible students. Vice President Frisbie noted that staff had to make predictions for graduate student counts for Scenario E as graduate students are not eligible for Pell grants. The Board discussed the different scenarios. Regent Bangerter stated that he wants to make sure that the University of Kansas Medical Center can address its students’ financial aid needs and he prefers Scenario D. Regent Murguia concurred with him. It was noted that Scenario E aligns with the equity gap metric in the Board’s strategic plan and that Scenario D does not reward a university for its enrollment growth. Regent Harrison-Lee likes Scenario E because it helps to address the equity gap metric and awards a university for growing its enrollment.

Regent Bangerter moved to approve Scenario D with the following adjustments: Washburn University receives \$500,000, Fort Hays State University receives \$800,000, and the remaining funds be split pursuant to the SGF appropriation. Regent Murguia seconded. Regent Schmidt noted that Fort Hays State’s funding is being reduced. Regent Rolph recommended Scenario E but capping Washburn University at \$500,000 and giving the difference to the Medical Center. Regent Bangerter and Regent Murguia agreed to Regent Rolph’s recommendation. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Bangerter, Regent Murguia, and Regent Feuerborn. The motion failed.

Regent Harrison-Lee moved to approve Scenario E, and Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Harrison-Lee, Regent Murguia, Regent Hutton, Regent Kiblinger, Regent Rolph, Regent Schmidt, Regent Van Etten, and Regent Feuerborn. The motion carried. The following distribution was approved:

<b>University</b>	<b>Scenario E - Calculated Pell Count (UG &amp; G resident FTE)</b>
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	<b>2020 Pell Calculated Counts</b>	<b>Amount</b>	<b>% Total</b>
University of Kansas	2,822	\$1,795,000	18.0%
KU Medical Center	596	\$380,000	3.8%
Kansas State University	2,989	\$1,901,000	19.0%
Wichita State University	3,346	\$2,128,000	21.3%
Emporia State University	1,354	\$861,000	8.6%
Pittsburg State University	1,411	\$897,000	9.0%
Fort Hays State University	1,721	\$1,095,000	11.0%
Washburn University	1,483	\$943,000	9.4%
<b>Total</b>	<b>15,722</b>	<b>\$10,000,000</b>	<b>100.0%</b>

(Handout filed with Official Minutes)

**COMMUNITY COLLEGE MAINTENANCE OF EFFORT DISTRIBUTION**

Vice President Frisbie reviewed the following options for distributing the \$5 million maintenance of effort funds for the community colleges: Option A) 100% distributed to student credit hour, Option B) 80% distributed to student credit hour and 20% distributed to fund the tiered and non-tiered gap, Option C) 50/50 split between student credit hour and filling the gap, Option D) 100% distributed to fill the gap, and Option E) 20% distributed to student credit hour and 80% distributed to fill the gap. It was noted that the Technical Education Authority (TEA) recommended Option B. The Board discussed the different options and some Regents expressed an interest in distributing more funds to address the gap while others believe the TEA’s recommendation should be approved. Ray Frederick, Chair of the TEA, stated the TEA’s recommendation was based on what it believed the institutions wanted. He stated that the TEA does understand the desire to address the gap, but the members did not feel that addressing the gap was the legislative intent for these funds. Some Regents felt this was an opportunity to apply more of the funds to address the gap because the colleges with the biggest gaps have not been reimbursed fairly. Following discussion, Regent Rolph moved to approve Option E. Regent Kiblinger seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent Harrison-Lee, Regent Murguia, Regent Hutton, Regent Kiblinger, Regent Rolph, and Regent Van Etten. The motion carried. The following distribution was approved:

	<b>Option E</b>			
	<b>Distribute 20% on SCH</b>	<b>Distribute 80% on T/NT GAP</b>	<b>Total Distribution</b>	<b>% of Total</b>
Allen County Community College	34,374	--	<b>34,374</b>	0.7%
Barton County Community College	75,491	865,613	<b>941,104</b>	18.8%
Butler Community College	138,718	780,459	<b>919,177</b>	18.4%
Cloud County Community College	28,007	--	<b>28,007</b>	0.6%
Coffeyville Community College	17,871	--	<b>17,871</b>	0.4%
Colby Community College	18,254	229,331	<b>247,585</b>	5.0%
Cowley County Community College	41,957	--	<b>41,957</b>	0.8%

Dodge City Community College	22,841	--	<b>22,841</b>	0.5%
Fort Scott Community College	24,401	--	<b>24,401</b>	0.5%
Garden City Community College	32,790	107,253	<b>140,043</b>	2.8%
Highland Community College	35,502	--	<b>35,502</b>	0.7%
Hutchinson Community College	82,390	626,808	<b>709,198</b>	14.2%
Independence Community College	10,221	--	<b>10,221</b>	0.2%
Johnson County Community College	264,906	1,048,701	<b>1,313,607</b>	26.3%
Kansas City Kansas Community College	82,947	--	<b>82,947</b>	1.7%
Labette Community College	26,094	119,043	<b>145,137</b>	2.9%
Neosho County Community College	25,570	222,792	<b>248,362</b>	5.0%
Pratt Community College	16,055	--	<b>16,055</b>	0.3%
Seward County Community College	21,611	--	<b>21,611</b>	0.4%
	<b>\$ 1,000,000</b>	<b>\$ 4,000,000</b>	<b>\$ 5,000,000</b>	<b>100.0%</b>

(Handout filed with Official Minutes)

DISTRIBUTIONS OF FY 2022 APPROPRIATIONS TO PUBLIC UNIVERSITIES

Regent Rolph moved to approve the \$15 million distribution to the state universities as presented. Regent Van Etten seconded. The motion carried. The following distribution was approved:

	<b>Postsecondary Education Operating Grant</b>
University of Kansas	\$ 3,606,163
University of Kansas Medical Center	2,700,052
Kansas State University	4,249,517
Wichita State University	1,711,424
Emporia State University	859,548
Pittsburg State University	961,665
Fort Hays State University	911,631
<b>Total</b>	<b>\$15,000,000</b>

Academic Affairs

AMENDING BOARD POLICY RELATED TO THE BACCALAUREATE DEGREE PILOT

Vice President Archer presented a draft policy amendment that would expand the pilot program that authorized programmatic exceptions to the minimum 60 semester credit hour requirement for the institution awarding the baccalaureate degree for certain transfer agreements to all the state universities. Regarding Regent Hutton's question on accreditation challenges, Vice President Archer stated that the overall accreditation of the university will not be affected but specific program accreditation could be impacted. The Board discussed the proposed amendments and agreed that the universities should get more time to review the impact of the policy change. Regent



Kiblinger moved to table this item and place it on the Board's retreat agenda for further discussion. Regent Harrison-Lee seconded, and the motion carried.

(Draft Policy Amendment filed with Official Minutes)

Other Matters

HONORARY DEGREE – WSU

President Muma nominated Khalid Raza to receive an honorary degree from Wichita State University at its December 2021 commencement ceremony. Regent Rolph moved to approve, and Regent Harrison-Lee seconded. The motion carried.

FACILITY NAMING – WSU

President Muma requested authorization to name the new pedestrian bridge on the Wichita State University campus "The Promise Bridge." President Muma stated that the choice of name was guided by two principles – 1) make the bridge remarkable, or more specifically, make it distinct to the point that "it is worth being remarked on," and 2) make the bridge a destination, not only for students and the WSU community, but for the City of Wichita and beyond. Regent Rolph moved to approve, and Regent Harrison-Lee seconded. The motion carried.

BUILDING NAMING – KSU

President Myers presented Kansas State University's request to name the Welcome Center on the Polytechnic Campus in honor of Dr. Dennis Kuhlman, a former CEO and Dean of the Polytechnic Campus and Professor of Agricultural Engineering at K-State. Regent Harrison-Lee moved to approve. Regent Kiblinger seconded, and the motion carried. The building will be named the Kuhlman Center.

KANSAS STATE UNIVERSITY PRESIDENTIAL SEARCH PROCESS

The Regents congratulated President Myers on his upcoming retirement and thanked him for his many years of service to the nation and the State of Kansas.

Regent Van Etten moved that the Kansas State University Presidential Search be a closed committee-led search and directed President Flanders to begin the RFP process to identify a search firm. She also moved to appoint Regent Hutton to the Search Committee as the current Regent member and Carl Ice as the Committee Chair. Regent Van Etten noted that Mr. Ice currently serves on the board of BNSF Railway after having previously served as president and chief executive officer. He graduated from Kansas State University with a bachelor's degree in Industrial Engineering and has served on many boards associated with the University. Regent Harrison-Lee seconded, and the motion carried.

AMEND AGENDA

Chair Feuerborn amended the agenda to add the University CEO Compensation for FY 2022 item, which will be placed on the agenda after the first executive session.

EXECUTIVE SESSION

At 11:42 a.m., Regent Harrison-Lee moved, followed by the second of Regent Schmidt, to recess into executive session in the Kathy Rupp Conference Room for 15 minutes starting at 11:45 a.m. to discuss personnel matters of non-elected personnel. The subject of this executive session was personnel matters and the purpose was to protect the privacy of the individual Board employees involved. Participating in the executive session were members of the Board, President Flanders (for a portion), and General Counsel Julene Miller. The motion carried. At 12:00 p.m., the meeting returned to open session.

UNIVERSITY CEO COMPENSATION FOR FY 2022

Regent Van Etten stated that aside from a 2.5% increase in Fiscal Year 2020 when the state provided a 2.5% increase for all state employees, the Board has not significantly increased university CEO base salaries since Fiscal Year 2016. Accordingly, and because they have led their respective campuses to increased enrollments despite the difficulties faced through the pandemic, she moved to adopt an increase in base salary of \$10,000 for both President Garrett and President Mason for Fiscal Year 2022. Regent Kiblinger seconded, and the motion carried.

EXECUTIVE SESSION

At 12:05 p.m., Regent Harrison-Lee moved, followed by the second of Regent Harrison-Lee, to recess into executive session in the Kathy Rupp Conference Room for two hours to discuss personnel matters of non-elected personnel. The subject of this executive session was a regular university CEO evaluation and the purpose was to protect the privacy of the individual Board employee involved. Participating in the executive session were members of the Board, President Flanders, President Garrett (for a portion), President Muma (for a portion) and Chancellor Girod (for a portion). The motion carried. At 2:05 p.m., the meeting returned to open session.

ADJOURNMENT

The Chair adjourned the meeting at 2:05 p.m.

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Blake Flanders, President and CEO

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Cheryl Harrison-Lee, Chair-Elect