

## **KANSAS BOARD OF REGENTS**

### **MINUTES**

December 13-14, 2006

The December 13, 2006, meeting of the Kansas Board of Regents was called to order by Chairman Nelson D. Galle at 1:35 p.m. The meeting was held in Board offices located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

**MEMBERS PARTICIPATING:** Nelson D. Galle, Chairperson  
Christine Downey-Schmidt, Vice Chairperson  
Dick Bond  
Janice DeBauge  
Frank Gaines  
Jim Grier  
Dan Lykins  
Donna Shank

**MEMBERS ABSENT:** Janie Perkins

### **APPROVAL OF MINUTES**

Regent Gaines moved that the minutes of the November 15-16, 2006, meeting be approved. Following the second of Regent DeBauge, the motion carried.

### **AMEND AGENDA**

Chairman Galle announced that the Thursday, December 14, 2006, meeting of the Board would begin at 8:30 a.m., rather than 9:30 a.m. as noted in the agenda. Also, the efficiency reports scheduled to be presented by Emporia State University and Fort Hays State University representatives were rescheduled for the January Board meeting. The changes were made to accommodate an 11:00 a.m. meeting between Governor Sebelius, Board Chair and Vice-Chair, President Robinson, and the state university presidents.

### **REPORTS**

#### **REPORT FROM CHAIR**

Chairman Galle reported that he has been busy speaking with citizens around the state and news media about the deferred maintenance issue.

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

Mr. Robinson recently attended the Southeast Kansas Higher Education Consortium legislative dinner held in Chanute. Included in the event was an opportunity to hear from students about their community college experience and their preparedness to seamlessly transition into a university setting.

Mr. Robinson also reported that he had just returned from a workshop held by the State Higher Education Executive Officers that related to the assessment of college learning. This topic is receiving both national and institutional attention, as efforts are made to identify how to assess the skills and knowledge acquired by students. The workshop included speakers involved in assessment and various state representatives grappling with the task. Dr. Shulenburg, former KU Provost, was one of the presenters.

President Robinson also reported that the Technical Education Commission has held four days of meetings since the October Board meeting. Two additional meetings are planned for early January and the Commission anticipates developing an interim report to the Legislature, but will continue its discussions through early spring. In addition to the recommendation on technical education governance changes, approved by the Board of Regents earlier, the technical education leaders have submitted a proposal, as have community college leaders. The Commission plans to study all possibilities but have an interest in exploring a centralized system. There is an assignment to Board staff to develop a rational proposal to increase technical education funding. The draft interim report will be shared with the Board when it is available.

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

System Council of Presidents Co-Chair David Reist reported on the meeting of the Council held earlier in the morning. The Council reviewed the Transfer and Articulation policy, which is scheduled for review every three years. Following the recommendation of the System Council of Chief Academic Officers, SCOPs approved an amended policy. SCOPs received an update from Interim General Counsel Robin Kempf on negotiations with Social and Rehabilitation Services on the vocational education costs. Those negotiations are on-going. SCOPs also discussed and endorsed the transfer of the unearned performance funding to scholarship programs.

#### **CONSIDERATION OF DISCUSSION AGENDA**

##### **Academic Affairs**

#### **PRESENTATION FROM NATIONAL SURVEY OF STUDENT ENGAGEMENT (NSSE)**

President Robinson introduced Dr. Jillian Kinzie, Associate Director of the National Survey of Student Engagement (NSSE) Institute for Effective Educational Practice and the Indiana University Center for Postsecondary Research. Dr. Kinzie was invited to familiarize the Board with the NSSE Survey designed to evaluate and assess student learner achievement and outcomes.

Dr. Kinzie began by noting the importance of addressing the total student learning environment, both in and out of the classroom, and measuring whether an institution is effective in implementing strategies for the desired outcomes. According to Dr. Kinzie, national research indicates that too few students are getting the most out of their college education. NSSE is designed to help institutions assess and then act on the assessment data and know where to make improvements in the educational program. A community college survey (CCSSE) is also available. Over 1100 colleges and universities are using NSSE, and there is good usage of the surveys in Kansas at the undergraduate level.

The survey instrument is based on empirically confirmed good practices. The resulting data belongs to the institution, and there are lots of opportunities for comparison and benchmarking. The survey provides estimated information about the time and energy that a student devotes to educational activities and provides institutions important information about specific student learner elements.

NSSE is organized around the following benchmarks: academic challenge, collaboration with peers, student and faculty interaction, enriching education experiences, and activities outside of the classroom. The results are diagnostic in nature. Dr. Kinzie indicated that the results provide an institution an opportunity to have focused conversations to consider areas for change and improvement. She noted that KU is a long-time user of NSSE and has been able to use it for faculty development. FHSU has also benefited from usage. Several state systems have experienced effective use of NSSE, and states participating as a system have the opportunity to add 20 extra questions to the survey tool.

Questions followed. Dr. Kinzie indicated that NSSE tends to lean toward being considered an indirect measurement tool, but it has a strong research base. She noted that it is difficult to measure outcomes because of not knowing what knowledge a student brought to an institution. NSSE measures student behavior, which may reflect need for change. She also stated that it is difficult to use direct measures and there are more opportunities for action from indirect measurement. The instrument focuses on behavior by asking students about the frequency they perform a specific task. The survey is administered to a random group of students by a third party administrator. At small institutions, it might be administered to all freshmen and seniors. The survey return rate varies, but many state campuses are getting a return of about 55 percent, with an average of approximately 40%. Institutions are advised by NSSE how to proceed when there is a poor participation rate. Responding to a question about analysis of off-campus experiences such as work study programs, international programs, and internships, Dr. Kinzie noted that students benefit from those additions to their educational program. Those experiences also tend to contribute to greater engagement by students in other areas, thus enhancing the educational experience.

President Hammond and Chancellor Hemenway commented on NSSE and the benefit to their respective universities.

(PowerPoint Presentation Filed with Official Minutes)

#### REPORT ON UNIVERSITY PRESS

Fred Woodward, Director of the University Press of Kansas, familiarized the Board with the University Press and its function. Established by the Board of Regents about 40 years ago, the University Press is the publishing arm for the six state universities in Kansas. The Press publishes approximately 50 to 55 new books per year and would like to expand publication to 60-65. Most of the books are about politics, law, and war.

The Press is a non-profit organization, and it typically generates book sales amounting to around 91 percent of the annual operating expenses. That return is complemented with funding from the sponsoring universities. The publication lists for the American presidency and military studies

are nonpareil among university presses, and constitutional and legal studies, the American West, urban politics, and American political thought rank among the best. Additionally, the Press has an excellent collection of Kansas-related books. To confirm the success of the Press, Mr. Woodward reported that it was honored with six prizes in FY 2006. The Press is expanding its readership by selling foreign language rights for publication in Polish, Chinese, Vietnamese, Czech, and Turkish languages.

The Press currently has 150 projects under contract with seasonal list-planning extending into the fall of 2010.

### RECESS

Chairman Galle announced a recess at 2:55 p.m. The meeting resumed at 3:10 p.m.

### Fiscal Affairs and Audit

#### TRANSFER OF UNEARNED PERFORMANCE FUNDING TO SCHOLARSHIP PROGRAM

Vice President Diane Duffy briefed the Board on a proposal to transfer unearned performance funding to scholarship programs to be utilized by students attending public postsecondary institutions. She noted that the FY 2007 new funding appropriation totaled \$30.6 million, which was subject to the institutions performance agreement process. Due to the various levels of non-compliance with performance agreements, \$480,999 was withheld from institutions.

In FY 2006, the unearned funding of \$167,345 was lapsed back to the State General Fund. Board staff considered three options for the unallocated, one-time funding to avoid this lapse. Of those, staff recommended that the amount of \$480,999 be transferred to undergraduate scholarship programs for students attending public postsecondary institutions, with funds distributed under the direction of the Board President and CEO, in consultation with the Director of Financial Aid, in order to provide awards to individuals on waiting lists in the current year.

Regent Grier reported that the Fiscal Affairs and Audit Committee concurred with the staff recommendation, and he moved that the FY 2007 unearned performance funding be transferred for use by the following scholarship programs: Kansas Comprehensive Grant, Kansas State Scholarship, Kansas Ethnic Minority Scholarship, Vocational-Technical Scholarship, Kansas Teacher Service Scholarship, Kansas Math and Science Teacher Service Scholarship Program, Kansas Nursing Service Scholarship, and National Guard Tuition Assistance. The motion was seconded by Regent Gaines. Discussion followed. It was noted that the money will be awarded to students, not a particular institution. Vice President Duffy confirmed that the scholarship funds would be awarded to students in all three sectors. It was also clarified that even though an institution was not allocated the performance funding in a given year, the dollar amount was added to the institutional base budget to protect the institution from punitive damage. The motion carried.

### Other Matters

#### AMENDMENT TO WICHITA AREA TECHNICAL COLLEGE TRANSITION PLAN

Interim General Counsel Robin Kempf presented a request to amend the Wichita Area Technical College Transition Plan, due to the restructuring of the Sedgwick County Technical Education

and Training Authority (SCTETA). She reported that the WATC governing board, SCTETA and the Sedgwick Board of County Commissioners unanimously approved the restructuring.

Regent Grier moved that the amendment to the WATC Transition Plan be approved. Following the second of Regent Lykins, the motion carried. The restructuring of SCTETA will be implemented January 1, 2007, with the following amendments:

The following changes to SCTETA were approved:

- Revise the membership of SCTETA to include nine members representing private sector employers of Sedgwick County to be appointed by the Sedgwick County Manager; one member to be appointed by the BOCC; and one member to be appointed by the City Council of the City of Wichita. This change eliminates two non-voting ex officio members, one representing the Regional Economic Area Partnership (REAP) and one representing Unified School District 259.
- Set an implementation date of January 1, 2007.

The amendments to the Transition Plan are found below in paragraphs (1), (3) and (7).

**USD 259 Board of Education – Wichita Public Schools  
Plan for Transition Wichita Area Technical College to an  
Independent Governing Board  
(as amended 11-12-04)**

This plan, presented to the Board of Education of the Wichita Public Schools (hereinafter designated “USD 259”) addresses the requirements of Senate Bill 7 which mandates the transition of Wichita Area Technical College (hereinafter designated “WATC”) to a separate and independent board of governance. This plan for transition of WATC to a separate and independent board of governance must be approved by USD 259, and then presented and approved by the Kansas Board of Regents for implementation.

This plan for transition addresses only those issues requiring immediate resolution to implement the transition of WATC to a new and independent board of governance. It is anticipated that additional issues will need to be addressed prior to transition, and will require revisions and amendments to this Plan for Transition. USD 259 and the Board of Regents reserve the right to revise and amend this Plan for Transition any time prior to the transition subject to the approval of both the Kansas Board of Regents and USD 259.

### Preface

Technical education has been an integral part of Wichita Public Schools for many years, whether it was for our secondary students in our comprehensive high schools or for post-secondary students at one of the seven adult education campuses of Wichita Area Technical College. USD 259 and WATC have stood together to provide quality vocational/technical training for Wichita students, businesses, and community.

With the passage of SB 7, the role of USD 259 will change. The USD 259 Board wants to encourage the Kansas Board of Regents (KBOR) and the new Board of WATC to be good stewards of the staff, facilities and finances of WATC. As of July 1, 2004, USD 259 resources will no longer be available for WATC.

Even though the USD 259 Board of Education will no longer govern WATC, USD 259 will remain committed to vocational/technical education for all ages. USD 259 will encourage all those involved in WATC's future to cooperate and collaborate. USD 259 pledges to keep barriers between the organizations to a minimum, to create a seamless system between K-12 and WATC, and to remain focused on providing educational programs that will benefit students, employers, and the community.

#### (1) Independent governing board composition, method of appointment, and terms of service.

(a) ~~The new independent governing board shall be named Sedgwick County Technical and Training Authority ("SCTETA") and shall consist of eleven members, as described below: The newly constituted independent governing board shall continue using the name Sedgwick County Technical Education and Training Authority ("SCTETA"), but shall be newly constituted to consist of eleven members, as described below:~~

- (i) ~~Seven members with at least six representing private sector employers in Sedgwick County, to be appointed by the Sedgwick County Manager; Nine members representing private-sector employers in Sedgwick County, to be appointed by the Sedgwick County Manager;~~
- (ii) One member to be appointed by the Board of County Commissioners of Sedgwick County, Kansas;
- (iii) One member to be appointed by the City Council of the City of Wichita, Kansas;
- (iv) ~~Two *ex officio* members, one representing the Regional Economic Area Partnership (REAP) and one representing USD 259, to be appointed by the County Manager.~~

(b) ~~*Ex officio* members shall serve at the pleasure of the County Manager. The remaining nine members shall serve staggered terms according to a position number assigned by the County Manager. Positions 1, 2 & 3 shall serve initial terms of one year; positions 4, 5 & 6 shall serve initial terms of two years; and positions 7, 8 & 9 shall serve initial terms of three years. All terms shall run from the date of appointment, and, at the expiration of an initial term, each succeeding term shall be three years. Vacancies shall be filled by the County Manager only for the remainder of an unexpired term; however, a member may continue to serve until a successor is appointed, in which case the successor shall serve only for the remainder of the unexpired term. The nine members appointed by the Sedgwick County Manager shall serve an initial staggered term as follows:~~

- (i) Appointments 1, 2 & 3 shall serve an initial term until July 1, 2008;
- (ii) Appointments 4, 5 & 6 shall serve an initial term until July 1, 2009;
- (iii) Appointments 7, 8 & 9 shall serve an initial term until July 1, 2010.

Following the initial term, each succeeding term shall be for a period of three years. Vacancies shall be filled by the County Manager only for the remainder of the unexpired term; however, a member may continue to serve until a successor is appointed, in which case the successor shall serve only for the remainder of the unexpired term. Appointments by the

Board of County Commissioners and the Wichita City Council shall be effective until July 1, 2008 and shall be reappointed for a one year period starting on July 1 of each year.

(c) No current employee of WATC shall serve as a member of SCTETA.

(d) All references to SCTETA in paragraph 7 of the Plan shall mean the newly constituted board created by this Second Amendment to Plan for Transition of Wichita Area Technical College.

**(2) The territory of the technical college.**

The territory of WATC will be Sedgwick County.

**(3) The date upon which the independent governing board shall assume management and control of the technical college.**

The date upon which the newly constituted SCTETA board shall assume management and control of WATC shall be no ~~later~~ earlier than January 1, ~~2005~~ 2007.

**(4) The manner, and terms upon which facilities will be transferred to the independent governing board, and the division of other assets and indebtedness and other liabilities.**

(a) WATC will enter into agreements with USD 259 that provide for the following:

ii. Facilities transfer to WATC effective July 1, 2004.

1. Purchase for the nominal sum of \$1.00 Central, Seneca and Schweiter Campuses.

2. Lease for the nominal sum of \$1.00 Grove and Dunbar (66% occupied by ABE) Campuses for an initial term of one year, which may be extended for nine subsequent one-year terms. Either party will have the option to terminate the lease upon ninety days notice before the annual renewal date.

3. The lease for Airport Campus will be renegotiated with the Wichita Airport Authority to allow WATC's aviation programs to remain at that campus.

iii. USD 259 will allow WATC to use its facilities without charging fees when such are available for meetings, graduation ceremonies and other similar activities for a two-year period from the date of separation. In exchange for allowing WATC to use USD 259 facilities, WATC will allow USD 259 to use Central Campus for Board meetings and negotiation meetings on the same basis that is occurring at present for a period of two years after separation. In addition, when such are available, USD 259 can hold other meetings at WATC facilities for no charge for a period of two years after separation. Each organization is responsible to schedule their respective buildings and each organization will follow each other's guidelines.

iv. Equipment and furnishings purchased with funds through WATC postsecondary programs and/or purchased on behalf of WATC postsecondary programs will become property of WATC upon transfer from USD 259 on July 1, 2004. WATC staff and USD 259 staff will work together to prepare an inventory of equipment and furnishings for approval by the Board of Education before June 30, 2004.

- v. Vehicles purchased with/through WATC postsecondary funding sources will become the property of WATC upon transfer from USD 259 on July 1, 2004. WATC staff and USD 259 staff will work together to prepare an inventory of vehicles for Board approval before June 30, 2004.
  - vi. Liability for employees, directors, officers, property, structures, equipment, and furnishings will become the responsibility of WATC on July 1, 2004.
  - vii. All revenue, expenses, liabilities, receivables, and fund balances associated with WATC on June 30, 2004, will become the responsibility of WATC, except the 2000 Bond Election payments.
  - viii. USD 259 will contract with WATC for the provision of adult basic education services in an amount equal to the maximum adult education levy allowed by statute. This agreement will have an initial term of one year, which may be extended for nine subsequent one-year terms. Either party will have the option to terminate the agreement upon ninety days notice before the annual renewal date.
  - ix. USD 259 shall be responsible for all legal claims occurring before July 1, 2004. WATC will provide certain administrative support services it requires and contract for other administrative support services required for operational functions. WATC staff and
- (b) USD 259 staff will provide a report regarding administrative support services for Board approval prior to June 30, 2004.
- (5) The manner and terms upon which faculty, employees, and students will be transferred to the independent governing board. Subject to the provision of Section 4 of SB 7, and amendments thereto, such provisions shall specify terms of employment and address other personnel matters.**
- (a) WATC will fully implement mandated provisions that permit current employees to transfer as employees of WATC while retaining the following, as if no transfer had occurred:
    - i. All accrued sick, vacation, and personal leave at the time of separation
    - ii. Eligibility for early retirement incentives to be paid by WATC
    - iii. Current salary amounts, including longevity. For classified employees this would also include extra pay for licenses and certifications, and shift differential, if applicable
    - iv. Earned due process protections
  - (b) Employees of WATC remain KPERS eligible.
  - (c) Employees of WATC will continue to be subject to the Professional Negotiations Act (PNA) or Public Employer Employees Relations Act (PEERA) regarding collective bargaining.
  - (d) WATC administration will support the continued right of WATC employees to engage in collective bargaining after separation.
  - (e) The governance of WATC students and their records will be transferred to the independent governing board upon separation.
  - (f) The operational policies identified in Appendix A will be the policies of WATC until such time as they are modified or repealed by the WATC governing board. In the event that any of the policies identified in Appendix A are modified by USD 259 before June 30, 2004, WATC will use the modified policies. In the event that WATC staff determines additional U.S.D. 259 policies would be applicable, a revised Appendix A will be provided for Board approval.

- (g) The personnel policies identified in Appendix B will be reviewed by a study committee established through a memorandum of understanding, negotiated in the 2003-04 agreement between USD 259 and the United Teachers of Wichita. After such review, the committee will recommend modifications and additions to such policies to the Board of Education of USD 259 to make such policies applicable to WATC employees only. At separation, such policies will be the policies of WATC without modification until such time as WATC enters into a negotiated agreement with the employees that are subject to the PNA Act and the PEERA Act. Once an agreement has been reached with employees subject to the PNA Act, the policies applicable to such employees may be modified by WATC accordingly. Once an agreement has been reached with the employees that are subject to the PEERA Act, the policies applicable to such employees may be modified by WATC accordingly. Personnel policies that are applicable only to administrators may be modified by WATC at any time.
  - (h) Copies of all WATC employee records will be provided to the WATC governing board upon separation. The original employee records will be maintained by USD 259.
- (6) The payment schedule of amounts owed to the school district pursuant to Section 3 of SB7, and amendments thereto.**

Not applicable to WATC as bond proceeds will not be used on any facility intended for purchase by WATC.

**(7) Other Matters.**

- (i) All references in the Plan to an independent governing board shall mean SCTETA so long as not inconsistent with this Amendment.
- (ii) Effective upon the first meeting of the newly constituted SCTETA, SCTETA shall assume all legal duties of the BOT of WATC, and the BOT shall be dissolved. the sole purpose of the SCTETA is to be the official governing body of the Wichita Area Technical College and to assume all legal and fiduciary responsibilities thereto.
- (iii) SCTETA shall not be subject to the control of the Sedgwick County Board of Commissioners and will function as an autonomous governing board.
- (iv) All assets and liabilities of WATC shall become the responsibility of SCTETA and all rights and obligations of the BOT of WATC shall be transferred and assigned to, and assumed by SCTETA.
- (iv) The Sedgwick County Board of Commissioners has adopted a Resolution (attached hereto), whereby the Board of Commissioners have committed to provide access to property tax revenue for capital and operating expenses of WATC through SCTETA.
- (v) No further changes in governance structure shall occur without prior approval of KBOR, SCTETA and Board of County Commissioners of Sedgwick County.
- (vi) All other provisions of the Plan remain unamended. In the event of any inconsistencies between the Plan and this Amendment, the terms of this Amendment shall govern.

Appendix A: Current USD 259 Operational Policies to Transfer to New WATC Entity [omitted]

Appendix B: Current USD 259 Personnel Policies to Transfer to New WATC Entity [omitted]

Appendix C: Sedgwick County Board of Commissioners Resolutions [omitted]

**RECESS**

Chairman Galle recessed the meeting at 3:30 p.m., to resume the following morning at 8:30 a.m.

**RECONVENE**

The December meeting of the Kansas Board of Regents was reconvened at 8:35 a.m. on Thursday, December 14.

MEMBERS PARTICIPATING: Nelson D. Galle, Chairperson  
Christine Downey-Schmidt, Vice Chairperson  
Janice DeBauge  
Frank Gaines  
Jim Grier  
Dan Lykins  
Donna Shank

MEMBERS ABSENT: Dick Bond  
Janie Perkins

## **REPORTS**

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

Dr. Tom Bryant, Chair of the Council of Presidents, briefed the Board on the meeting of the Council of Presidents held the previous day. The Council discussed the deferred maintenance issue.

The Council also received the following report from the Council of Chief Academic Officers. COCAO heard a report from Fred Woodward on the University Press and an update on proposed Qualified Admission regulations. COCAO approved a second reading proposal from Pittsburg State University for a Master of Arts in Teaching and received a first reading on two degree proposals from PSU, a Bachelor of Integrated Studies and a Bachelor of Science in Education-Early Childhood Unified. COCAO also endorsed the following program requests: Addition of an Information Systems Concentration within the Masters of Business Administration program at Emporia State University, a Minor in Operations Management at Wichita State University, a name change of the academic program located in the Fort Hays State University College of Business and Leadership from Computer Information Systems to a Bachelor of Business Management in Management Information Systems, and a name change of the University of Kansas Architecture and Urban Design program to Architecture and Urban Planning. The Council received an update from Dr. Roxanne Kelly on the program review process. Program review narratives are due by February 16, 2007. COCAO also discussed E-Transcripts and Docufide. The Council supports the electronic transfer from high school to universities, but does not support adopting the system to send transcripts from university to university or university to employer. COCAO also reported that the Council of Education Deans will look at the recommendation coming from the 2010 Commission on requiring the English Language Learners (ELL) for students.

The Council of Business Officers' report to COPs included information on a meeting with George Vega, Director of Personnel Services, about the classified employee pay study underway by Legislative Research, and results of the Fair Labor Standards Act audit undergone by the State Department of Revenue. There is concern about overtime pay, particularly for individuals in Information Systems who work at home and after hours, and the universities will be reviewing

that matter. COBO also met with Carol Foreman, Deputy Secretary of Administration, regarding the statewide insurance program for campus buildings. There is currently a maximum of \$100 million of coverage with \$5 million deductible. COBO is reviewing three three provisions and the buildings included on the list as covered. Ed Phillips, KUMC, briefed COBO on progress related to procuring student health insurance. A report on this item will also be given to the Council of Presidents and the Board's Fiscal Affairs and Audit Standing Committee. COBO also recommended policies for the State University Purchasing pilot program, which will be utilized initially by the University of Kansas and Fort Hays State University. The Council of Presidents endorsed the policies and will be forwarding it to the Board for action.

Regent Grier noted that the Task Force working on the student health insurance plan presented information to the Board's Fiscal Affairs and Audit Standing Committee, and a report will be forthcoming to the Board in February.

#### REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Dr. Brenda Frieden, Pittsburg State University's Faculty Senate President-Elect, reported to the Board, on behalf of Dr. Tim Bailey, on the COFSP meeting held the previous day. She reported that the Council discussed academic issues related to faculty and governance at each campus. The Council also shared anecdotal examples of deferred maintenance problems on the campuses and plans to compile a list to share with the campus administrators early in 2007.

#### REPORT FROM STUDENTS' ADVISORY COMMITTEE

SAC Chair, Ginger Niemann reported that the Committee coordinated its efforts on deferred maintenance at its meeting the previous day. As a result, 5,500 postcards will be hand-delivered to the Governor's office in the afternoon, following a press conference on the topic. The previous week, students directed phone calls related to deferred maintenance to the Governor's office. SAC discussed Higher Education Day and will be finalizing plans in January.

#### APPROVAL OF CONSENT AGENDA

##### *Fiscal Affairs*

Regent Grier moved, followed by the second of Regent Gaines, that the Fiscal Affairs and Audit Consent Agenda be approved. The motion carried, and the following measures were authorized:

##### FY 2008 HOUSING AND FOOD SERVICE RATE ADJUSTMENTS SUBMITTED BY STATE UNIVERSITIES (FINAL READING)

The institutional increases reflected in the chart below provide a comparison of current rates and rates approved for FY 2008, except for Kansas State University. Housing rates at KSU will actually increase by 5%, but the University has incorporated a separate fee charged for network and computer lab into the housing fee that is reflected in the chart. It was noted that housing and food service rates are determined by each institution and reflect outstanding bond debt, occupancy rates, age of facilities, and economies of scale related to the capacity of the housing operation. The comparison rates are based on a typical double occupancy room and board contract.

	Current Rate FY 2007	Proposed Rate FY 2008	\$ Increase	% Increase
KU	\$5,817	\$6,144	\$327	5.6%
KSU	\$5,712	\$6,084	\$372 <sup>a</sup>	6.5%
WSU	\$5,276	\$5,580	\$304	5.8%
ESU	\$5,170	\$5,581	\$411	7.9%
PSU	\$4,844	\$5,088	\$244	5.0%
FHSU	\$5,553	\$6,011	\$458	8.2%

(Complete Listing Filed with Official Minutes)

AMEND FY 2007 REHABILITATION & REPAIRS/REMODEL LEARNED HALL – KU

The University of Kansas was authorized to amend its rehabilitation and repair project list for FY 2007 to include remodeling in Learned Hall for the School of Engineering. The project will help meet the need for state-of-the art laboratory space for engineering research and is planned in two phases for minimal disruption to research projects. The estimated cost of Phase One is \$580,000 and will be funded with private funds on deposit with the Kansas University Endowment Association. The estimated cost of Phase Two is \$740,000 and will be funded with General Fees funds.

AMEND FY 2007 REHABILITATION & REPAIRS/PRESIDENT'S RESIDENCE – WSU

Approval was given to Wichita State University to amend its FY 2007 rehabilitation and repair project list to include an addition and remodeling of the President's residence. The project involves the addition of 2,000 square feet of new space and remodeling on the main level of the home. The estimated cost of \$525,000 will be totally funded from private gifts administered through the WSU Foundation.

AMEND FY 2007 CAPITAL IMPROVEMENT REQUEST – WSU

Wichita State University received approval to amend the budget for the Engineering Research Laboratory Building from \$10,000,000 to \$12,058,924. Funding for the increase will be provided from mill levy funds accumulated for such overrun and from existing Sponsored Research Overhead funds.

**CONSIDERATION OF DISCUSSION AGENDA***Academic Affairs***CONTINUATION OF REGENTS DISTINGUISHED PROFESSORS**

Vice President Bob Masters briefed the Board on the Regents Distinguished Professors program. The program began in 1963, and there are currently two individuals serving in that capacity, with three vacancies, one at KSU, and two at KU. Dr. James Marsden is serving as a Regents Distinguished Professor of Meat Science at KSU, and Dr. Bart Hildreth is serving at WSU as a Regents Distinguished Professor of Public Finance.

Board policy provides that the program will be reviewed and the professors evaluated every four years in October by a Subcommittee of three Board members. Chairman Galle named the members of the Academic Affairs Committee, Regents Shank, DeBauge, and Downey-Schmidt, to the Subcommittee. In its review, the Subcommittee had some questions about the program, and Dr. Masters reported that Board staff will be providing additional information to the Board at a later date. In the meantime, Dr. Masters noted that the Subcommittee and Board staff recommended that Dr. Marsden and Dr. Hildreth be continued as Regents Distinguished Professors.

Regent DeBauge noted that since the origination of the Regents Distinguished Professors program, legislation has been passed that creates new opportunities for faculty positions with endowment funding. Thus, the Regents Distinguished Professors program has lost some of its luster because of the lack of remuneration. The Subcommittee is interested in whether or not the Distinguished Professors program can be combined with the Faculty of Distinction program to provide more appropriate remuneration.

Regent Galle moved that Dr. Marsden and Dr. Hildreth be continued as Regents Distinguished Professors. Following the second of Regent Lykins, the motion carried.

*Fiscal Affairs and Audit***COMMENTS RE APARTMENT CONTRACTS**

Regent Downey reported on feedback she has received related to student apartment contracts that contain a hidden clause requiring a student to be committed for the following year, unless the landlord is notified by a certain date. She expressed concern about whether the Regents had any responsibility to the student and whether university administrators should assist by contacting city councils.

Students were encouraged to call attention to the matter through community contacts and students newspapers. SAC Chair Ginger Niemann reported that legislation was introduced during the 2006 Session, and the students plan to raise the matter again this year.

**ALLOCATION OF FY 2008 REHABILITATION AND REPAIR APPROPRIATION – SYSTEMWIDE**

Mr. Eric King, Director of Facilities, outlined the recommended allocation of the FY 2008 rehabilitation and repair appropriation. Working with the Budget Division, it appears that there will be \$30 million available through the Educational Building Fund. Fifteen million will be used as repayment of the crumbling classrooms revenue bonds, leaving \$15 million for rehabilitation and repair projects.

Regent Grier moved that the recommendations for the FY 2008 Rehabilitation and Repair appropriations, as amended, be adopted. Following the second of Regent Lykins, the motion carried. The following allocation was approved:

**Allocation of Funds for Rehabilitation and Repair Projects for Institutions of Higher Education as Appropriated to the Kansas Board of Regents**

**FY 2008 - \$15,000,000 (EBF)**

Gross square feet (not including residence halls, student unions & parking garages):

	<u>GSF</u>	<u>% of Total</u>
The University of Kansas	6,088,322	29.69
The University of Kansas Medical Center	2,291,329	11.17
Kansas State University	5,644,225	27.53
Kansas State University-Salina	258,824	1.26
Wichita State University	2,312,668	11.28
Emporia State University	1,127,312	5.50
Pittsburg State University	1,365,285	6.66
Fort Hays State University	<u>1,417,072</u>	<u>6.91</u>
	20,505,037	100.00

**Priority Listing of Projects**

**Allocation**

**The University of Kansas**

1. Campus Fire Code Improvements	\$ 550,000
2. Campus Tuckpointing	270,000
3. Campus Roof Repair/Replacement	284,000
4. Campus Elevator Improvements	54,000
5. Campus Mechanical Improvements	1,270,000
6. Campus Electrical Service Improvements	766,000
7. Campus Lighting Improvements	100,000
8. Research & Lab Improvements	300,000
9. ADA Improvements	50,000
10. Site & Utility Infrastructure Improvements	150,000
11. Raze Military Science Annex	50,000
12. Tunnel Improvements	<u>610,000</u>
	<b>\$4,454,000</b>

**The University of Kansas Medical Center**

1. Campus Fire Code Improvements	\$ 90,000
2. Campus Exterior Maintenance	91,500
3. Campus Carpet/Tile Replacement	100,000
4. Delp ADA Compliance/HVAC Replacement	360,000
5. Campus Fire Alarm Replacements	57,000
6. Campus Interior Maintenance	90,000
7. Applegate Energy Center Improvements	50,000
8. Campus Utility Infrastructure Improvements	405,000

**Priority Listing of Projects****Allocation****The University of Kansas Medical Center (Cont'd.)**

9. Campus Roof Replacements	100,000
10. Campus Building Automated Control Upgrades	60,000
11. Sudler Computer Room HVAC	150,000
12. Campus Interior Maintenance (Wichita)	20,000
13. Campus Infrastructure Improvements (Wichita)	40,000
14. Campus Exterior Maintenance (Wichita)	<u>62,500</u>
	<b>\$1,676,000</b>

**Kansas State University**

1. Campus Infrastructure Improvements - Phase 2	800,000
2. Campus Fire Code Improvements	388,126
3. Campus Electrical Distribution & Power Plant Improvements	750,000
4. English Counseling HVAC Replacement - Phase 2	1,400,000
5. Campus Hazardous Material Abatement	100,000
6. Vet. Med. Infrastructure Improvements	85,000
7. Vet. Med. Fire Code Improvements	24,000
8. Campus Cyclic Painting, Window & Door Maintenance	200,000
9. Campus Sidewalk, Curb & ADA Repairs	50,000
10. Vet. Med. Door/Window Replacement	35,000
11. ESARP Infrastructure Improvements & Maintenance - Phase IV	100,000
12. Vet. Med. Sidewalk, Curb & ADA Repairs	37,740
13. Campus Exterior Stone Repairs	50,000
14. Campus Elevator Maintenance & Repairs	43,134
15. Vet. Med. Cooling Tower Repairs/Replacement	<u>66,000</u>
	<b>\$4,129,000</b>

**Kansas State University-Salina**

1. Campus Roof Repair/Replacement	\$ 75,000
2. Campus Stone Repairs	20,000
3. Campus Utility & Infrastructure Repair & Improvements	74,650
4. Campus Fire Code Improvements	<u>19,350</u>
	<b>\$ 189,000</b>

**Wichita State University**

1. Campus Floor Covering Replacement	\$ 75,000
2. Campus Interior & Exterior Doors Replacements	50,000
3. Campus Sidewalk Repairs	60,000
4. Campus Streets & Drives Repairs	50,000
5. Campus Exterior Lighting Upgrades	70,000
6. Campus Elevator Upgrades	250,000

7.	Ablah Library Carpet Replacement	50,000
8.	Campus Fire Code Improvements	295,000
9.	Metropolitan Complex Roof Replacement	225,000
10.	Campus Automated Systems Control Upgrades	50,000
11.	Campus Tuckpointing	255,000
12.	Henrion Hall Electrical Distribution Improvements	75,000
13.	Morrison Hall Attic Insulation	33,000
14.	Campus Emergency Phone Upgrades & Expansion	80,000
15.	Refurbish and Update Exterior Building Signs	<u>74,000</u>
		<b>\$1,692,000</b>

**Priority Listing of Projects****Allocation****Emporia State University**

1.	Campus Teaching Laboratory Improvements	\$ 100,000
2.	Campus Elevator Repairs & Maintenance	30,000
3.	Kellogg Circle Drive Improvements - Phase I	225,000
4.	HPERA Natatorium Code Improvements	25,000
5.	Police & Safety Evidence Room Renovations	15,000
6.	Campus Infrastructure Master Plan	50,000
7.	Roosevelt Hall Foundation Engineering Analysis	25,000
8.	Campus Sidewalk Repairs & Replacement	50,000
9.	Campus HVAC Repairs & Replacement	100,000
10.	Campus Utility Tunnel Re-Insulation & Repairs	175,000
11.	Campus Fire Alarm Maintenance/Service	<u>30,000</u>
		<b>\$ 825,000</b>

**Pittsburg State University**

1.	Porter Hall Fire Alarm Upgrades	\$ 150,000
2.	McPherson Hall Fire Alarm Upgrades	150,000
3.	Campus Storefront/Door Replacements	300,000
4.	Heckert Wells Hall Roof Replacement	<u>399,000</u>
		<b>\$ 999,000</b>

**Fort Hays State University**

1.	Campus Sidewalk Replacements	\$ 20,000
2.	Campus HVAC Repair/Replacement	61,000
3.	Campus Elevator Repairs	5,000
4.	Campus Asbestos Abatement	5,000
5.	Campus Steam Generation and Distribution Upgrades	5,000
6.	Campus Exterior Utility Repair/Replacement	10,000
7.	Campus Miscellaneous Roof Repairs	5,000
8.	Campus Carpet Replacement	55,000
9.	Heather Hall Studio Light Replacement	40,000
10.	Akers Energy Center Condensate Tank Replacement	25,000
11.	Akers Energy Center Overhead Door Installation	40,000
12.	Custer Hall Partial Roof Replacement	45,000
13.	Custer Hall Second Floor Improvements	90,000
14.	Cunningham Hall Sewage Lift System Replacement	65,000
15.	Campus Electrical System Improvement Study	50,000
16.	Cunningham Hall Under-Slab Sewer Improvements	485,000
17.	Tunnel Lid Repairs	<u>30,000</u>
		<b>\$1,036,000</b>

**SUMMARY**

	<b><u>Allocation</u></b>
<b>The University of Kansas</b>	<b>\$4,454,000</b>
<b>The University of Kansas Medical Center</b>	<b>1,676,000</b>
<b>Kansas State University</b>	<b>4,129,000</b>
<b>Kansas State University-Salina</b>	<b>189,000</b>
<b>Wichita State University</b>	<b>1,692,000</b>
<b>Emporia State University</b>	<b>825,000</b>
<b>Pittsburg State University</b>	<b>999,000</b>
<b>Fort Hays State University</b>	<b><u>1,036,000</u></b>
<b>TOTAL</b>	<b>\$15,000,000</b>

**APPROVAL OF PROJECTS FROM FY 2008 TUITION INTEREST EARNING FUNDS – SYSTEMWIDE**

Mr. King presented the project and allocation recommendations to be completed with funds anticipated to become available from the FY 2008 tuition interest earnings. The allocation dollars were based on anticipated tuition interest earnings at each university. Regent Grier moved, followed by the second of Regent Lykins, that the recommendations for expenditures from the FY 2008 tuition interest earning funds be approved. The motion carried. The following was adopted:

**Allocation of Funds for Rehabilitation and Repair Projects for Institutions of Higher Education****FY 2008 - \$8,355,000 (PROJECTS FINANCED WITH TUITION INTEREST)**

<b><u>Priority Listing of Projects</u></b>	<b><u>Allocation</u></b>
<b>The University of Kansas</b>	
1. Wescoe Hall HVAC Improvements	<u>\$1,350,000</u>
	<b>\$1,350,000</b>
<b>The University of Kansas Medical Center</b>	
1. Applegate Motor Control Center	\$ 100,000
2. Campus Exterior Maintenance	100,000
3. Campus Infrastructure Improvements	45,000
4. Wahl Hall East Basement AHU Replacement	80,000
5. Mechanical Infrastructure - Wichita	<u>25,500</u>
	<b>\$349,500</b>
<b>Kansas State University</b>	
1. Campus Roof Repair/Replacement	\$ 1,000,000
2. Campus Classroom Improvements	600,000
3. Renovate Academic & Academic Support Space Located in Old Memorial Stadium - Phase 1	<u>1,740,000</u>
	<b>\$3,340,000</b>
<b>Kansas State University-Salina</b>	
1. Campus Roof Repair/Replacement	\$ 50,000
2. Campus Stone Repairs	15,000
3. Campus Utility & Infrastructure Repair & Improvements	<u>95,500</u>
	<b>\$ 160,500</b>

**Wichita State University**

1. Duerksen Fine Arts Center Improvements - Phase 1 (Elec./HVAC)	\$ 1,161,000
	<b>\$1,161,000</b>

**Emporia State University**

1. HPERA Roof Replacement	\$649,000
	<b>\$649,000</b>

**Pittsburg State University**

1. Russ Hall Masonry Repairs - Phase 2	\$150,000
2. Axe Library Masonry Restoration	250,000
3. Campus Electrical Switchgear Replacements	150,000
4. Campus Partial Steam Line Replacement	<u>200,000</u>
	<b>\$750,000</b>

**Fort Hays State University**

1. Felten-Start Theatre Seating	\$90,000
2. Cunningham Hall Paint Gym Wall Surfaces	35,000
3. Utility Tunnel Replacement	260,000
4. Campus Exterior Graphics - Phase 2	50,000
5. Sheridan Hall Roof Repairs	70,000
6. Service Buildings Masonry Cleaning & Sealing	<u>90,000</u>
	<b>\$595,000</b>

**SUMMARY**

	<u>Amount</u>
<b>The University of Kansas</b>	<b>\$1,350,000</b>
<b>The University of Kansas Medical Center</b>	<b>349,500</b>
<b>Kansas State University</b>	<b>3,340,000</b>
<b>Kansas State University-Salina</b>	<b>160,500</b>
<b>Wichita State University</b>	<b>1,161,000</b>
<b>Emporia State University</b>	<b>649,000</b>
<b>Pittsburg State University</b>	<b>750,000</b>
<b>Fort Hays State University</b>	<b><u>595,000</u></b>
<b>TOTAL</b>	<b>\$8,355,000</b>

**Other Matters****UPDATE ON STATE UNIVERSITY DEFERRED MAINTENANCE EFFORTS**

President Robinson reported that since the last Board meeting, University CEO's have been communicating with key off-campus constituencies about the severity of the deferred maintenance problem. Each University CEO was given an opportunity to advise the Board on their contacts.

President Hammond reported that on behalf of Fort Hays State University, he had 30 editorial interviews for radio, television, and newspapers during visits to fifteen cities in five days. He also attended two board meetings, the Kansas Board of Excellence meeting held in Wichita, Kansas, and the meeting of the Kansas Chamber of Commerce. President Hammond noted that he was asked often about what the appropriate level of state support should be, considering that when he came to Kansas the funding was approximately 49 percent and has dropped to

approximately 29 percent. He recommended that the Board attempt to determine the appropriate support level.

Wichita State University's efforts were highlighted by President Beggs. The WSU Board of Trustees, the Foundation Board, and the Alumni Board have all met and communicated to the Governor. Dr. Beggs and Regent Grier met with the Executive Director and President of the Chamber of Commerce, and the deferred maintenance problem was placed on the Chamber's meeting agenda. The Chamber unanimously support the University's need. Dr. Beggs has spoken to legislators in his area and was able to educate them about the problem. He believes there is support for the down payment concept.

President Bryant reported on Pittsburg State University's efforts. Vice President Scott has spoken to Rotary groups. Ginger Niemann spoke to the Kiwanis Club. Dr. Bryant spoke to the Foundation's Board of Trustees and alumni groups in three Kansas communities. Also, President and Mrs. Bryant have hosted four student groups and talked with them about how their parents and people in their communities could support deferred maintenance. Letters were sent to 300 PSU alumni seeking support, and many have shared copies of the letters they subsequently sent to the Governor. PSU also received support from the Chair of the Pittsburg Chamber of Commerce. Media efforts have included an SGA editorial in The Collegio, and area newspapers, television and radio have been supportive. PSU faculty are involved, and President Bryant believes that the majority of the legislators in Southeast Kansas will be supportive.

The efforts at Emporia State University were reported on by President Lane. He, along with Regent DeBauge and Vice President Hauke, hosted a luncheon for local business and economic development professionals. He noted that Senator Barnett sent a letter of support to the Governor and made reference to a down payment to address the problem. In the public forum setting, Senator Barnett asked about the percentage of budget that should be allocated annually to maintenance and facilities, and President Lane indicated that the amount is currently less than one percent, but the goal of businesses is four to five percent. Individuals have written to the Governor and shared copies with President Lane, and others have reported on telephone calls made to the Governor. Dr. Lane participated in several radio and newspaper interviews. The business community is supportive but not ready to support a tax increase. President Lane called special attention to the efforts of the students in that they used their efforts as an educational opportunity for other students and emphasized the continuing deterioration of the buildings.

Chancellor Hemenway reported that he, Regent Galle, and Presidents Wefald and Beggs joined forces in Wichita and then in Kansas City to speak to media and chamber of commerce representatives. The University of Kansas sent approximately 3,000 letters about the deferred maintenance needs and copies of some of the letters sent to the Governor have been shared with the University. Discussions have been held with opinion leaders and the Greater Kansas City Chamber of Commerce. The Chancellor also credited the students for their efforts. He pointed out that in the deferred maintenance discussions, he was often asked about the Regents system plan to address the matter, and he encouraged establishing public policy that would adequately address the deferred maintenance needs, perhaps being able to capitalize on the ending balance of the state or recurring funds.

At Kansas State University, President Wefald reported that they, too, sent letters to individuals soliciting contacts with the Governor. The University has been provided copies of letters sent to the Governor, and individuals have been very supportive of the need. Presentations have been made to chambers of commerce, and there have been articles and editorials in newspapers, in addition to the cards collected by students at KSU and KSU-Salina. Student Body President Lucas Maddy reported that over the Christmas break, approximately 30 students will be holding face-to-face meetings with alumni and legislators to garner support for the deferred maintenance problem.

### RECESS

Chairman Galle announced a ten minute recess at 9:45 a.m. The meeting resumed at 9:55 a.m.

### REPORT ON UNIVERSITY INTERNATIONAL PROGRAMS – KSU

Provost Duane Nellis presented a report on the international efforts underway at Kansas State University. The University has a long-standing commitment to internationalization and was recognized by the American Council on Education in 2003 for its international profile. Additionally, in 2005, the University developed a strategic plan for internationalization.

Academic programs are in place for study abroad opportunities and on-campus education of international students. Dr. Nellis reported that 18 percent of KSU students have an international experience before graduating. Of those, the University has been honored with 31 Fulbright student scholars since 1986. Summer programs offering academic credit have been held in Brazil, Mexico, Guatemala, Turkey and Russia. Faculty-led international programs have doubled since 2003. KSU has 60 reciprocal exchange agreements in 21 countries. International education is available in the KSU curriculum with extensive foreign language offerings, distance education options, and the face-to-face contact with international students and faculty members. The University has almost 1100 international students currently. KSU also has an active International Activities Council and International Student Center, as well as many community outreach programs.

Faculty have international exposure through research, service on boards of international research groups, international lecture presentations, leading student groups, and academic teaching and service in foreign areas. K-State assisted in the agricultural development in African and Asian universities in the 1970s and 80s, and currently offers technical assistance in the disciplines of education, family services, engineering, architecture, business and veterinary medicine. The University has a strong Peace Corp base and currently 34 KSU graduates are serving as volunteers.

Dr. Nellis concluded by noting that the KSU international student body is growing and becoming more diverse, domestic students are seeking international experience and knowledge, and the international outreach to local communities and developing countries is expanding.

(PowerPoint Presentation Filed with Official Minutes)

### REPORT ON UNIVERSITY INTERNATIONAL PROGRAMS – KU

The report on the international focus at the University of Kansas was presented by Provost Richard Lariviere. KU, too, has a long-standing commitment to internationalization. Currently,

the University offers foreign language instruction in over 30 languages and has 112 international partnerships and exchange agreements. The University's commitment to internationalization is spelled out in an international mission statement.

Dr. Lariviere reported that 26 percent of the University's graduating seniors studied abroad and the University has over 1,300 students in over 60 countries. Likewise, KUMC reported 29 percent of its senior medical students have studied in hospitals and clinics in 26 countries. As part of its plan for increased international focus, the University plans to integrate study abroad into the undergraduate curriculum, encourage broader participation in historical non-traditional foreign destinations, and address the financial barriers that prevent greater participation in such programs. KU reported 1,579 international students enrolled on the Lawrence campus in the Fall 2006 semester, with 58 percent of those being graduate students. The international student enrollment at KUMC has almost doubled in the last four years, and approximately 225 students from more than 30 countries have studied in a health science program since 1994. KU presently has six student Fulbright Scholars in six countries.

International opportunities are available for faculty. Among those is the Fulbright Scholars program, in which 277 KU faculty have studied since 1946. Currently, KU has 103 international visiting faculty and research scholars, two international faculty Fulbright Scholars, 37 international student Fulbright Scholars and four Ford International Fellows. Faculty members have international research opportunities and invitations to present papers and lectures in international settings.

Dr. Lariviere reported on the international curricular activities, noting that there is a 16-hour language requirement for a Bachelor of Arts degree. The University also reaches out to the Kansas community with K-12 activities such as learning Chinese via distance education through the KU Confucius Center, the International Expo for Kansas elementary school students, After-School Programs in a foreign language by international student volunteers and international education workshops for Kansas K-12 teachers through KU's Area Studies Centers.

(PowerPoint Presentation Filed with Official Minutes)

### **ADJOURNMENT**

Chairman Galle adjourned the meeting at 10:35 a.m.

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Reginald L. Robinson, President and CEO

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Nelson D. Galle, Chairperson