

KANSAS BOARD OF REGENTS

MINUTES

November 13-15, 2007

The Kansas Board of Regents met jointly with the Kansas Board of Education on Tuesday, November 13, 2007, in the offices of the Kansas State Department of Education, 120 S.E. 10th Street, Topeka. Proper notice was given according to law. Chairman Wagon called the joint meeting to order at 4:00 p.m.

MEMBERS PARTICIPATING:

Kansas Board of Regents

Christine Downey-Schmidt, Chairman
Donna Shank, Vice Chairman
Dick Hedges
Dan Lykins
Bill Thornton

Kansas State Board of Education

Bill Wagon, Chairman
Carol Rupe, Vice Chairman
Steve E. Abrams
John W. Bacon
Sally Cauble
Sue Gamble
Kathy Martin
Jana Shaver
Janet Waugh
Kenneth Willard

MEMBERS ABSENT:

Jerry Boettcher
Jill Docking
Janie Perkins
Gary Sherrer

Following introductions, Dr. Alexa Posny, Commissioner of Education, shared a powerpoint presentation outlining the goals and objectives for the State Board of Education for 2007-2008, noting that there are similarities between the two boards. She identified the following umbrella goal for KSBE: "Ensure that all students meet or exceed high academic standards and are prepared for their next steps (e.g., the world of work and/or postsecondary education)." To meet that goal, the Board has identified the following goals: redesign the delivery system to meet students' changing needs; provide an effective educator in every classroom; ensure a visionary and effective leader in every school; and improve communication with all constituent groups with policy partners.

Dr. Posny called attention to societal trends, a changing workforce, and changing occupational needs. She presented information related to completion challenges faced by students and strategies identified by KSBE to encourage success. She also shared information related to the challenge of maintaining the teacher workforce and noted the strategies in place to address the issue. She closed by providing assessment statistics for Kansas students and listing the strategies developed by KSBE to strengthen student success.

(PowerPoint Presentation Filed with Official Minutes)

Reggie Robinson, President and CEO of the Kansas Board of Regents, briefly addressed the reorganization of the Board in 1999, at which time the Board was given coordination responsibilities for the community colleges and technical schools and colleges in Kansas, bringing a total of 36 public institutions into the Regents system. That reorganization also brought Adult Basic Education, GED, and Career and Technical Education to the Board of Regents. Kan-Ed was added in 2001.

Mr. Robinson noted that as a result of discussion at a retreat in August, the Board revised its mission statement and identified a focus on continuous improvement and measurability of quality and expansion for postsecondary education. He presented a powerpoint of five strategic questions adopted by the Board as priorities to pursue, and identified data necessary to respond to each question. Concisely, the five strategic questions relate to alignment, participation levels, persistence in terms of retention and completion rates, alignment with the Kansas economy, and student outcomes from postsecondary education.

To determine alignment, Mr Robinson noted a work plan could include engagement with K-12 leadership, testing and survey data, a review of the volume of developmental course offerings, and a precise definition of college readiness. A factor in the challenge of participation is the demographics of Kansas. Another factor relates to accessibility for the adult learner. In his discussion related to persistence, Mr. Robinson shared that he recently attended a meeting of the Midwestern Higher Education Compact where a presenter verbalized that the "pipeline" metaphor no longer describes student migration; the speaker opined that the term could be replaced with "swirl" because of increased student migration. Mr. Robinson indicated that the recently completed workforce study will be helpful in addressing alignment with the Kansas economy. The Regents system was able to address the current nursing shortage with the assistance of legislative funding and support. A similar shortage exists in the teaching field and Mr. Robinson noted that a Kansas State Department of Education teacher shortage summit is scheduled for later this month. Engineering and technical fields also need attention. To address the matter of student outcomes, Mr. Robinson indicted that skills and competencies for success must be identified, along with a mechanism for measurement of those skills.

(PowerPoint Presentation Filed with Official Minutes)

Discussion followed about alignment and Governor Sebelius' interest in a K-12/postsecondary council to address education. A letter addressed to members of both boards from Dr. Posny and Mr. Robinson to seek such a council was distributed for consideration. Dr. Posny indicated that three-fourths of the states have formed a P-20 or P-16 council and have engaged with the business community to look at topics such as policy coherence, alignment, and accountability. Suggested areas for a combined council to pursue proposed by Posny and Robinson are: a research consortium (funding instrument), leadership commission, 21st century skill needs, Kansas teaching commission; and an early learning commission. Such a council would replace the former Transition Council. Several commented on the title of the proposed council and the make-up of membership. One suggestion was to have the council cover P through career, as

opposed to identifying a specific education level. Focus groups were proposed to receive input from various groups.

The joint meeting adjourned at 5:50 p.m.

The November 14, 2007, meeting of the Kansas Board of Regents was called to order by Chairman Christine Downey-Schmidt 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: Christine Downey-Schmidt, Chairman
Donna Shank, Vice Chairman
Jerry Boettcher
Jill Docking
Dick Hedges
Dan Lykins
Gary Sherrer
Bill Thornton

MEMBERS ABSENT: Janie Perkins

AMEND AGENDA

Regent Sherrer moved that the agenda be amended to add discussion regarding the proposal to appoint a P through Career Education Council as IV.C. 3. and a report on discussions between the University of Kansas Medical Center and the KU Hospital added as VII.C.3. Following the second of Regent Docking, the motion carried.

ANNOUNCEMENTS

Chairman Downey-Schmidt extended sympathy to the family of Larry Jones. Mr. Jones formerly served as a member and Chairman of the Board of Regents.

INTRODUCTIONS

President Duane Dunn introduced Celeste Donovan, Dean of Student Services for Seward County Community College, and acknowledged four students also in attendance.

REPORTS

REPORT FROM CHAIR

Since the October Board meeting, Chairman Downey-Schmidt participated in several events. She attended a conference in New York in connection with the Kansas Leadership Development Commission. The Commission is organized under the Department of Education and is funded by the Wallace Foundation and coordinated by the Kansas Health Foundation. The Commission has been reviewing the crucial role of education leadership in raising student achievement and

bringing turn around to low performing schools. She encouraged people to go to the Commission web site to become familiar with its agenda since one recommendation at this point is to hold an outside audit of all teacher and administrator preparation programs. Other activities and events for the Chairman included attending the Pittsburg State University campus visit and a PSU football game, breakfast with Kansas State University administrators regarding tuition issues, Fort Hays State University football game and dinner, and the Ask a Politician Forum, held at Emporia State University and sponsored by the Student Government Association. Regent Downey-Schmidt reported that during the PSU campus visit interaction time with faculty, she and Regent Sherrer were asked why environmental impact was not being considered in construction of new buildings on campus. The topic of ecology also surfaced at the ESU Student Government Forum so she anticipates more discussion in the future. She spoke to a group of employees in the Board office the previous day and had a brief tour of the Board office, including the Career and Technical Education and Kan-Ed offices.

The Chairman will be speaking at the Teacher of the Year awards ceremony and will call attention to advocating with legislators and the Kansas Board of Regents role in education for the state. She plans to focus on interactions with the press in her area and she encouraged other Regents to make similar contacts. She also encouraged individuals to connect with local legislators to establish a first name communication.

REPORT FROM OTHER REGENTS

Regent Sherrer visited the Wichita State University campus for an orientation and attended a scholarship luncheon there. He also enjoyed a visit to KSU.

Regent Shank attended the PSU campus visit and football game. She also recently traveled to Des Moines to attend the Midwest Higher Education Compact meeting.

Regent Docking visited the WSU campus and had an interesting discussion with a representative in the Multicultural Services office regarding retention of freshman students.

Regent Thornton attended the PSU campus visit and appreciated learning about the technology programs available and the University's partnerships with external businesses.

REPORT FROM PRESIDENT AND CEO

In his update, President Robinson reported that he and Chairman Downey-Schmidt sent a letter to the two Kansas U.S. Senators regarding access to results from publicly funded research, as authorized by the Board at its October meeting. The letter requested that the language in the measure permitting access not be removed. Mr. Robinson reported that the language made it through Senate consideration. The language was previously passed by the House and the bill is now in conference committee. Mr. Robinson is hopeful that the provisions will be retained by the conference committee, but he noted there is an effort to have the language removed.

In terms of the Five Strategic Questions, President Robinson reported that Board staff is working on development of a table of contents to create a "Kansas Agenda" document, similar to that of the Minnesota Measures report. He plans to share the Table of Contents, as an outline for the report, with the Board and institutional representatives, as well as post it on the Board's web site,

and will solicit feedback. It appears that the desired data is available and Mr. Robinson anticipates the final document will be available by late spring.

President Robinson participated in the ribbon cutting ceremony for the PSU health simulator center, which is a component of the Kansas nursing initiative.

Two recent Legislative Post Audit reports related to the Regents system have been completed. Both the report regarding the University of Kansas Medical Center and the KU Hospital and the Kan-Ed report were positive in the findings and were well received by the Legislative Post Audit Committee.

Other activities for the president included testimony to the Legislative Educational Planning Committee on the Board's 2008 legislative agenda and five strategic questions, and a meeting in Manhattan with the university deans of Education and deans of Liberal Arts and Sciences regarding teacher shortages. Related to that topic, he plans to attend the State Board of Education teacher education summit later in the month. Mr. Robinson recently attended a meeting of the Midwest Higher Education Compact. Earlier in November, he and Regent Boettcher attended a Kauffman sponsored education policymaking summit. The summit covered topics regarding teachers, teacher shortages, and teacher leadership. Also, he attended the joint meeting between the Kansas Board of Regents and the Kansas Board of Education held the previous day.

President Robinson encouraged state university presidents to think about a topic that is percolating nationally related to policymaker concern regarding endowment spending. He proposed that Regents might want to hear from institutional leaders regarding how the level of endowment spending is determined and any specific requirements.

APPROVAL OF CONSENT AGENDA

Regent Sherrer moved, with the second of Regent Lykins, that the Consent Agenda be approved. The motion carried. The following was approved:

Academic Affairs

REQUEST FOR COMMUNITY COLLEGE, TECHNICAL SCHOOL AND TECHNICAL COLLEGE NEW PROGRAMS

Three new community college programs were authorized by the Board:

Cloud County Community College was authorized to offer a new program in Equine Management (CIP 01.0307) at the certificate and Associate of Applied Science degree (A.A.S.) levels. The certificate consists of 30 credits and the A.A.S. consists of 67 credits with an annual budget of \$47,833 funded through tuition and internal reallocation.

Hutchinson Community College received approval for a new program in Chemical Technology (CIP 41.0301) at the certificate level. The certificate consists of 37-39 credits with a budget of \$48,820 funded through donations, tuition and internal reallocation.

Johnson County Community College received approval to offer a new program in Polysomnography/Sleep Technology (CIP 51.0999) at the Associate of Applied Science degree (A.A.S.) levels. The A.A.S. consists of 64 -70 credits with an annual budget of \$15,000 funded through internal reallocation, tuition and fees. There are no other similar programs in the state.

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

PERFORMANCE AGREEMENTS

Dr. Kathrynne Mueller introduced the discussion related to Performance Agreements. She reminded the Board that a three-year cycle of performance agreements was put in place last year. The Performance Agreements submitted this year are for Calendar Year 2008 and new funding will be awarded in July 2009, based on institutional compliance with the Performance Agreement. Some institutions were approved for a one-year duration this year and will be added to the three-year cycle next year. She noted that every institution will be reporting on compliance each year. Each Agreement was reviewed by Board staff and the Board's Academic Affairs Standing Committee in making the recommendation to the full Board. Comments were included on some of the Performance Agreements and Dr. Mueller indicated that institutions will need to address those comments when submitting the next Agreement.

Regent Shank noted that the narrative on the Performance Agreements is a critical area and she encouraged institutional representatives to pay close attention to the comments. Regent Sherrer also commented on the process, stating that it is an involved practice and he wants to be certain it is worthy of the time institutions expend. He encouraged Regent Shank, as Chairman of the Academic Affairs Committee, to schedule a meeting to discuss the process, as the Council of Chief Academic Officers has suggested. He noted that he would like to see more relevant information in the narrative and also encouraged more "stretch" in the goals. Regent Hedges thanked both staff and institutional representatives for their efforts. He encouraged institutions to share any success stories with the Board. Regents also expressed interest in greater rewards being tied to the institutional performance evaluation.

Regent Hedges moved, with the second of Regent Sherrer, that the Performance Agreement recommendations be approved. The motion carried. The following recommendations were approved:

Institution	Duration	Recommended Action
Emporia State University	1	Approve
Fort Hays State University	1	Approve

Institution	Duration	Recommended Action
Pittsburg State University	3	Approve
Washburn University	3	Approve
Barton Community College	1	Approve
Coffeyville Community College	3	Approve
Colby Community College	3	Approve
Cowley Community College	1	Approve
Dodge City Community College	1	Approve
Fort Scott Community College	1	Approve with the exception of goal 4, indicator 4
Highland Community College	1	Approve
Hutchinson Community College	3	Approve
Johnson County Community College	1	Approve
Kansas City Kansas Community College	3	Approve
Labette Community College		Not Approve
Neosho County Community College	1	Approve
Pratt Community College	3	Approve
Flint Hills Technical College	3	Approve
Kansas City Kansas Area Technical School	1	Approve
KAW Area Technical School	1	Approve
North Central Kansas Technical College	3	Approve
Northeast Kansas Technical College	1	Approve
Salina Area Technical School	1	Approve
Wichita Area Technical College	1	Approve

Fiscal Affairs and Audit

BUDGET REQUESTS FOR INVESTMENT

President Robinson commented on the factors involved in the system budget request and proposed that the institutional presentations be heard regarding the investment proposals and that discussion regarding the component of maintaining the spending power of the base budget through the Higher Education Price Index plus a possible increase be held after hearing all of the investment proposals. Chairman Downey-Schmidt indicated that proposals from the community

colleges, technical institutions, Washburn, University of Kansas and Kansas State University would be presented and then time would be allotted for questions before continuing.

President Duane Dunn presented the proposal for the community colleges. Specifically, the colleges requested investment funds for purchase and implementation of training equipment, enhancement of distance and on-line delivery of instruction, enhancement of pre-professional degrees, and recruitment and retention of qualified faculty.

Dr. Rob Edleston presented the technical institutions' proposal. First, the rural institutions proposed to address the issue of participation by investing in marketing. Institutions in the larger populated areas propose to expand student capacity. All the institutions would benefit from funding for upkeep and occasional replacement of equipment for technical programs.

Dr. Jerry Farley reported that Washburn aligned its investment request with its Performance Agreement. In doing so, Washburn requested funding to maintain quality and ensure student success, provide a Transformational Experience for every baccalaureate degree-seeking undergraduate student, expand its allied health professional program, and create a Center for Law and Government in the Washburn University School of Law.

The University of Kansas proposal was outlined by Chancellor Bob Hemenway. KU requested funds to expand its School of Pharmacy, create a School of Public Health, establish the Kansas Neuroscience and Brain Health Institute, enhance research competitiveness, establish a center to expand student international experiences, an increase for "UKanTeach," an undergraduate certificate program, and increase investments in graduate and professional programs to meet statewide professional workforce shortages in health-related areas, business, engineering, and technology.

President Jon Wefald presented the proposal for Kansas State University. With increased funding, the University would establish and enhance its interdisciplinary programs, create entrepreneurship centers, enhance delivery of education in sciences, engineering, and other priority areas, and focus more on targeted research in areas of importance to Kansas.

Questions followed. The first question addressed health and health-related programs and how the system could coordinate to enhance effective use of resources. President Dunn noted that there is a system process in place to check duplication and some technical programs lead to degree programs. Also, the technical institutions would like to expand and enhance health-related course offerings. To identify specific programs, President Dunn indicated that the community college system might need to identify priorities such as "green" programs, programs to address teacher shortage, etc. and have each institution apply for funding in a competitive way. One question related to whether retirees could serve as teachers in order to stretch dollars and Dr. Dunn indicated that institutions are looking at being able to assist a post-baccalaureate individual obtain licensure. Colleges are interested in sharing employees and in the distance learning arena, institutions are already sharing faculty. Dr. Dunn noted that hiring retirees who have come from the private sectors, also brings an expectation of available and appropriate equipment.

Dr. Edleston responded to the issue of specificity in the technical institution proposal, saying that the institutions have provided very specific proposals to the legislature the past couple of years with a proposed outcome tied to an investment request and institutions would be willing to do so now, if necessary. In terms of an investment for marketing, Dr. Edleston reported that he does not have information about any analyses available regarding declining enrollment but his institution monitors workplace needs in determining whether more graduates are needed in a particular field or whether there is declining interest/demand for a field. Equipment needs can be cost prohibitive and Dr. Edleston was asked whether partnerships are sought with companies to gift or loan equipment. Dr. Edleston confirmed that institutions are currently benefiting from such partnerships.

The University of Kansas was asked about its request to expand the School of Pharmacy and the status of plans to do so. Chancellor Hemenway and Provost Lariviere both responded, noting that meeting discussions have been elevated to news stories and some legislative interest has prompted more discussions. The Chancellor indicated that the University has not prioritized its proposed investment list.

RECESS

Chairman Downey-Schmidt announced a break at 3:40 p.m. The meeting resumed at 3:55 p.m.

RESUME DISCUSSION OF BUDGET REQUESTS FOR INVESTMENT

Dr. Farley responded to the questions regarding the proposal to fund the Washburn Transformational Experience by noting that his understanding was the investment requests should link to performance goals and, consequently, the Transformational Experience was the one goal that funding could enhance. In future years, the University might look at the law school and allied health needs.

The Chancellor was asked about the cost for the School of Pharmacy and he responded that \$5 million would be applied to the debt service for bonds for 15 years to cover the construction costs for both Lawrence and Wichita and an additional \$1 million would be needed for operating funds.

The Chairman announced that the remaining four university presentations would be moved to the following day.

Other Matters

AMENDMENT TO MANHATTAN AREA TECHNICAL COLLEGE TRANSITION PLAN

General Counsel Julene Miller introduced the request to amend the Manhattan Area Technical College Transition Plan. She noted that the proposed amendment would allow the composition of the MATC Board of Directors to adapt to changes in its "service area" by designating one of the two seats originally to be filled with a representative from Clay County to become an at-large position. To accomplish this within the parameters of its existing plan, MATC added Marshall and Dickenson counties to its "territory," as identified in the plan. The presidents of Highland Community College and Cloud Community College were consulted regarding the proposed change.

Regent Hedges moved that the amendment to the Manhattan Area Technical College Transition Plan be approved. Following the second of Regent Lykins, the motion carried. Sections I, II, II.A. and II.B will be amended accordingly.

(Amended Transition Plan Filed with Official Minutes)

ADOPT 2008 KANSAS BOARD OF REGENTS LEGISLATIVE INITIATIVES

A second reading of possible legislative initiatives for 2008 was presented by Kip Peterson, Director of Government Relations and Communications. As the proposed initiatives were noted, some generated questions and discussion.

Local Option Sales Tax to Reduce Property Taxes – The initiative was requested by the community college sector. Discussion followed about whether the Board of Regents should make the request, or whether the Board of Trustees for each community college should seek the legislation. Without authorizing legislation, the county is not able to consider a local sales tax.

Special Needs Students—Identifying, Accommodating, and Funding – President Robinson indicated that the request did not have a specific proposal related to specific statutory language. The Kansas Association of Community College Presidents would like to send an awareness message about setting specific guidelines for payment of costs connected to special needs students. It was suggested that Board staff work with the Association leadership and others to clarify the proposal.

Adjustment of the Partnership for Faculty of Distinction Program Cap from \$5 million to \$10 million –

Crumbling Classrooms SGF Payments and Deferred Maintenance Bonding Amendments –

Implementation of the Kansas Academy of Mathematics and Science – President Lane responded to a question about including out-of-state students by saying that out-of-state students would be included if there are not enough Kansas students to complete the cohort.

Benefits Enhancement for University Support Staff and Classified Staff –

Razing of Wiest Hall 'A' Wing –

Removal of Structures at 507 W. 6th and 610 Park Streets –

House Bill 2091 – Amend Capital Improvements Exemption Law – a carryover from the 2007 legislative session.

Regent Shank moved that the proposed measures, with the exception of the request related to special needs students, be adopted as the Board's 2008 legislative initiatives. Following the second of Regent Thornton, the motion carried. The issue of costs related to special needs students will be reviewed internally to determine a course of action.

(Legislative Handouts Filed with Official Minutes)

ENCOURAGE THE APPOINTMENT OF A KANSAS P THROUGH CAREER EDUCATION COUNCIL

Following up on discussion at the joint meeting of the Kansas Board of Regents with the Kansas Board of Education, President Robinson provided a copy of correspondence proposing the creation of a Pre-Kindergarten through Career Education Council be established with a suggested membership composite. He reported that members of both boards expressed interest in establishing such a council. Interest was also expressed at the joint meeting in providing adequate representation of the business community.

Chairman Downey-Schmidt identified some areas that she would like such a council to address: 1) the gap for students after they leave high school; 2) the necessary learning outcomes, and 3) review career curriculum opportunities for students.

Regent Shank moved that the concepts of the proposed council be accepted and directed Board staff to work with the Governor's office to encourage establishment of a P through Career Education Council. With the second of Regent Docking, the motion carried.

RECESS

Chairman Downey-Schmidt recessed the meeting at 4:00 p.m., to resume the following day.

RECONVENE

MEMBERS PARTICIPATING: Christine Downey-Schmidt, Chair
Donna Shank, Vice Chair
Jerry Boettcher
Jill Docking
Dick Hedges
Dan Lykins
Gary Sherrer
Bill Thornton

MEMBERS ABSENT: Janie Perkins

APPROVAL OF MINUTES

Regent Lykins moved that the minutes of the October 17-18, 2007, meeting be approved. Following the second of Regent Thornton, the motion carried.

REPORTS**REPORT FROM COUNCIL OF PRESIDENTS**

President Michael Lane, Chairman of the Council of Presidents, briefed the Board on the Council meeting the previous day.

The Council received the following report from the Council of Chief Academic Officers. The discussion regarding program review has been deferred until December. COCAO heard a first reading from Fort Hays State University to offer a Master of Professional Science Degree. COCAO received proposals from four institutions related to the Academy of Math and Science. Those institutions were Kansas State University, Emporia State University, Fort Hays State University, and Butler County Community College. COCAO learned from President Robinson that three candidates are expected to be interviewed in the near future for the position of Vice President for Academic Affairs.

COPs received the following report from the Council of Business Officers. COBO provided a brief overview of discussions related to insurance on facilities. The discussion will continue next month. COBO discussed the Faculty of Distinction program and its proposal parallels that included in the Board's 2008 legislative initiatives. COBO discussed changing the paid leave allocation for classified staff and developed a proposal that parallels the requirements of vacation for unclassified staff except there are categories of earning such that those with less than five years of service would get the current rate; 5 to 10 years of service would receive one additional hour per pay period; 10 to 15 years of service would receive .9 additional hour per pay period; and after 15 years of service, employees would receive an additional .9 per pay period. COPs moved to support that proposal. The allocation of the operating grant was discussed by COBO. COPs decided to seek input on the COBO recommendation at each respective campus and revisit the topic in December.

The Council of Presidents approved the request of Pittsburg State University to offer a Master of Science in Career and Technical Education. COPs discussed the Qualified Admissions requirements as it relates to Physical Science. President Robinson reported to the Council that the letters he received from faculty were convincing in not including Physical Science in the Qualified Admissions curriculum and COPs voted to endorse the COCAO recommendation to not include the course in the QA curriculum. The issue of background checks was discussed and each institution is doing something different. President Robinson will ask each university to report on its current practices and share information on the strengths and weaknesses of that practice and whether the procedures should be expanded. COPS discussed the request of classified employees to have a venue to bring their issues to the Board and the potential of establishing a classified employee staff council similar to university councils currently in place. COPs thought such a council might be advantageous but did not see a need for such a council to meet monthly, and proposed that President Robinson meet with the classified employee leadership to develop a proposal. COPs members received a handout from Fort Hays State University regarding the SIAS International University Program and the Council believes it is an extraordinary opportunity for students. FHSU will handle the administrative aspects for students to participate beginning next fall. President Robinson updated the Council on the topic of campus security and a check list will be forwarded in the near future.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Dr. Daniel Kulmala, on behalf of Dr. Harvey Foyle, briefed the Board on the meeting of the Council of Faculty Senate Presidents. In doing so, he reported that Dr. Foyle is making progress following a recent fall. COFSP members shared the activities at each respective campus regarding faculty evaluation, teaching evaluation, and learner outcomes and assessment. The Council discussed the importance of the Arts and Science curriculum in engaging students in valuable academic skills, problem solving, critical thinking, analysis, and effective communication of one's ideas.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

The report of the Students' Advisory Committee was given by its Chairman, Courtney George. The Committee met with student representatives from Seward County Community College, Butler County Community College, Flint Hills Technical College, and Northwest Kansas Technical College. Students discussed having more awareness on campus with their advisors regarding what to expect at a four-year institution, what courses transfer, and degree and employment opportunities. Transfer of credits seems to go well but some general education and specific courses do not transfer to four year settings.

The students enjoyed breakfast with the Board earlier that morning. Topics discussed were the advising report, concurrent enrollment, cost of tuition, financial planning, and financial aid to students. The Committee is scheduled to meet following the Board meeting to discuss the academic advising survey and hear a report from the Kansas Corps. The student legislative directors met the day before to plan for Higher Education Day, which is tentatively scheduled for February 20. The directors will be identifying the legislative initiatives for students to address in the upcoming session and scheduling press conferences.

APPROVAL OF CONSENT AGENDA

Chairman Downey-Schmidt announced that the First Reading of FY 2009 Housing and Food Service Rate Adjustments Submitted by State Universities would be transferred from the Consent Agenda for Fiscal Affairs and Audit to the Discussion Agenda.

Regent Shank moved, followed by the second of Regent Lykins, that the Fiscal Affairs and Audit Consent Agenda be adopted. The motion carried. The following requests were approved:

Fiscal Affairs and Audit**PROGRAM STATEMENT – REPLACEMENT OF HVAC SYSTEM AT DUERKSEN FINE ARTS CENTER (DEFERRED MAINTENANCE) – WSU**

Wichita State University received approval for its program statement to replace the HVAC systems at Duerksen Fine Arts Center. This is a Deferred Maintenance project and initial funding for engineering design and preparation of construction documents was approved for FY 2008 by the Joint Committee for

State Building Construction on August 22, 2007. The cost estimate for the systems replacement to be completed in three separate phases is \$7,021,000.

AMENDMENT TO FY 2009 CAPITAL IMPROVEMENT REQUESTS TO INCLUDE MODIFICATIONS TO PETERS STUDENT RECREATION CENTER – KSU

Approval was given to Kansas State University to amend its FY 2009 capital improvements plan to include a \$24 million enhancement to the Peters Student Recreation Center. The project includes approximately 88,400 square feet of new space, as well as modifications to the existing building, and will be financed by revenue bonds to be repaid with a dedicated student fee. Operating and maintenance costs associated with the addition will be funded by restricted fee revenue generated by the facility.

AMENDMENT TO FY 2009 CAPITAL IMPROVEMENT REQUESTS TO INCLUDE JAYHAWK TOWERS RENOVATION – PHASE 1 – KU

The University of Kansas was authorized to amend its FY 2009 capital improvement request to include Phase 1 of the Jayhawk Towers Renovation. The estimated cost of the project is \$8.1 million and will be funded with Revenue bonds issued through the Kansas Development Finance Authority and secured with a pledge of revenue of the Housing system.

AMENDMENT TO FY 2008 REHABILITATION & REPAIR REQUESTS – KU

Approval was given to the University of Kansas to amend its FY 2008 Rehabilitation and Repair requests for the following projects:

Re-roof Watkins Student Health Center

Replacement of existing roof and roof insulation with new adhered rubber roofing, new roof insulation and accessories, and adding roof scuppers to bring roof drainage up to current codes. The project is estimated to cost \$406,700 and will be funded with Health Facility Maintenance, Repair and Equipment Reserve funds.

Remodel to Create "Pulse" Coffee Bar and IT Lab in Burge Union

Remodeling of Room 209 on the 2nd floor of Burge Union to create a new IT computer lab/Cyber Cafe, along with offices for support staff and equipment storage/checkout, as well as create an adjacent coffee bar. The project is expected to cost \$300,000 and will be funded with Memorial Union Corporation funds and constructed under K.S.A. 76-760.

Remodel to Provide New Complementary & Alternative Medicine Infusion Clinic in Sudler Building

Renovation of the vacant Ophthalmology Clinic located on the second floor of the Sudler building to provide 4,600 square feet for a new Complementary and Alternative Medicine Infusion Clinic. The estimated cost is \$150,000 for

construction and \$150,000 for equipment. The project will be funded from private gifts and will be constructed by the Medical Center's construction group.

Renovations in Research Support Facility

Renovations including electrical, mechanical, and plumbing renovations to install a cage washer/sterilizer and animal bedding vacuum system, replacement of existing exhaust fans, installation of emergency generator load contacts, and replacement of temperature controls. The estimated cost of the renovation project is estimated at \$320,500. KUMC will reallocate existing Rehabilitation and Repair balances for this project.

CONSIDERATION OF DISCUSSION AGENDA

Fiscal Affairs and Audit

FIRST READING OF FY 2009 HOUSING AND FOOD SERVICE RATE ADJUSTMENTS SUBMITTED BY STATE UNIVERSITIES

Vice President Diane Duffy presented the first reading of state university requests for FY 2009 housing and food service rate adjustments. She noted that the housing and food service at each institution is an auxiliary operation and is fee supported. Each institution has its own rate structure, dependent on such variables as bonding and bonding covenants, occupancy rates, capacity, and economy. The rates are impacted by the energy market. Each institution has a process in place to establish the rates.

Discussion followed about the Board's practice of approving the rates that are determined by the independent housing corporation. Regent Shank suggested that anything raising fees for students should come to the Board because of its role as the university's governing body. Other Regents expressed interest in having more background information to make an informed decision about proposed increases. President Hammond reflected back to a similar discussion approximately ten years ago. At that time, the Board moved the approval from the Discussion Agenda to the Consent Agenda so as not to micro-manage the campus decisions. Chancellor Hemenway reported that the information is available for the Board to perform its fiduciary responsibility, and universities need only to be asked to share such background with the Board.

BUDGET REQUESTS FOR INVESTMENT, continued

President Don Beggs reported that as an urban university, Wichita State University and its research mission aligns with the Board's five strategic questions. The University requested funds for a work-based learning initiative to invest in human capital to meet current and future workforce demands. The plan would expand the cooperative education program to provide work-based learning experiences for all WSU undergraduate students. Secondly, the proposal calls for increased student capacity in the high demand areas such as accounting, engineering, health professions, and teaching. The third component of the proposal calls for increasing capacity in biosciences, new facilities and equipment for bioscience programs and dentistry, and increasing faculty and research support in the field of early childhood education.

As reported by President Tom Bryant, a priority for Pittsburg State University is for funding to establish a new academic unit for a school of construction.

President Michael Lane reported that Emporia State University would like funding to expand its Teachers College. The University divided its proposal into four phases: 1) Programs for mathematics and science; 2) Increase supply of elementary education teachers; 3) Increase supply of secondary education teachers; and 4) Increase supply of special education teachers.

President Ed Hammond identified two investment proposals for Fort Hays State University. The first is to seek funds for a Professional Science Masters degree program that has been developed and has been submitted to the Board office for approval. Second, the University would like to initiate a Freshman Retention Seminar to address declining retention rates.

Questions and comments followed. One question related to the ESU request to pursue increased numbers of Special Education Teachers as Phase 4, rather than immediately. Dr. Lane indicated that it is currently difficult to hire the faculty needed to increase student capacity. The University of Kansas has an outstanding program, but would also require more faculty to add student capacity. Related to the KU Pharmacy request, the University was encouraged to think about alternative delivery methods for pharmacy services in unpopulated areas of the state. Appreciation was expressed to the institutions choosing to align with the Board's five questions, and also for the background information that identified anticipated results from an increase in funding.

President Robinson summarized the budget proposal process noting the interest in preserving the spending power through use of HEPI and a desire to seek added funding for an investment package that would produce meaningful results for Kansas. Consensus among the Regents was that waiting until the December Board meeting to select the most compelling proposals and consider an increase to the HEPI percentage would not be advantageous and agreed that a special meeting should be scheduled to make final determinations. November 26 and November 29 were identified as possible dates for such a meeting.

Academic Affairs

REQUEST FOR A DOCTOR IN NURSE PRACTICE (51.1699) – KUMC

REQUEST FOR A DOCTOR IN NURSING PRACTICE (51.1601) – WSU

Dr. Roxanne Kelly, Director of Academic Services, presented information related to the request of KUMC and WSU to offer new doctoral programs. She noted that the degree is being offered for individuals who have been nurse practitioners and the degree offers new requirements for this discipline. Dr. Barbara Atkinson confirmed that the program is the level of a Ph.D. program with a practice component, as opposed to a Ph.D. program with a research component.

Regent Docking moved that KUMC be authorized to offer a Doctor in Nurse Practice (51.1699) degree and WSU be authorized to offer a Doctor in Nursing Practice (51.1601) degree. Following the second of Regent Sherrer, the motion carried.

REQUEST TO AMEND APPENDIX F OF POLICY MANUAL TO REQUIRE BOARD APPROVAL OF OFF-CAMPUS FACE-TO-FACE ACADEMIC EXTENSION COURSES AND PROGRAMS TO BE OFFERED IN THE KANSAS CITY METRO AREA

Regent Shank noted that in June the Board authorized amendment of the geographic jurisdiction policy language to require Board review and approval, rather than institutions in the service area, for programs offered in the Kansas City Metropolitan area. General Counsel Miller presented policy language that has received the approval of the Council of Chief Academic Officers and the Council of Presidents. Discussion followed and President Robinson indicated that there is interest in reviewing the service area topic and proposed that the policy be revisited after the Kansas City Metro area policy has been in place for a stretch of time.

Regent Docking moved, with the second of Regent Lykins, that the proposed policy language be approved. The motion carried. The amended language will be inserted in Section 4.a of Appendix F as follows:

3. DEFINITIONS

- a. "Campus" is defined as the buildings and grounds located within the specific boundaries of the respective Regents institutions or Washburn University; provided, however, that the Wichita State University campus, for purposes of academic program offerings and contractual arrangements with community colleges and technical colleges, is defined as the City of Wichita and industrial sites contiguous to the City. (4-18-96, 6-24-99)
- b. "Credit" refers to a unit of measure of educational experience within a planned curriculum leading to a degree.
- c. "Base credit academic extension" refers to courses that receive state funding, that are offered for credit, and where the majority of instruction occurs at sites physically located off the institution's campus.
- d. "Nonbase credit academic extension" refers to courses that do not receive state funding and that are offered for credit at sites physically located off the institution's campus.
- e. "Noncredit academic extension" refers to educational activities, such as workshops, seminars, conferences and short courses offered for Continuing Education Units or without academic credit for which a fee is charged. These activities receive no direct financial support from the state.
- f. Distance education courses are those in which faculty and students are physically separated in place or time and in which two-thirds or more of the instruction is provided via some form of mediated delivery system (i.e., 10 or more hours of instruction per credit hour are delivered via audio or videotape, live interactive video, CD-ROM, the Internet or World Wide Web, etc.).
- g. A distance education program is a curriculum comprised entirely of distance education courses.
- h. "Regular faculty" is a member of the faculty who holds an appointment (full or part-time) with the rank of instructor or higher.
- i. An "academic extension specialty program" is a sequence of off-campus face-to-face courses that may be base or nonbase, credit or noncredit, and that has been approved for

delivery at a specific location or locations outside of the institution's approved geographic service area.

j. "Kansas City metropolitan area" is Johnson and Wyandotte Counties.

4. GEOGRAPHIC SERVICE AREAS

a. In-Areas, Responsibilities and Requirements

(1) The state shall be divided into three geographic areas to ensure that needs for off-campus face-to-face courses and programs are met without unnecessary duplication. ~~These~~ Except as otherwise provided pursuant to paragraph (8) of this section, these areas shall be served dually by the University of Kansas and Pittsburg State University, Wichita State University and Emporia State University, and Kansas State University and Fort Hays State University. Geographic service areas shall be established by the Board. (See "Map of Geographic Jurisdiction Areas" at the end of this section.) In addition, KU, KSU, ESU, and Washburn University will share responsibility for serving Shawnee County. Instances of apparent duplication in Shawnee County among Regents institutions and Washburn University shall be evaluated and resolved by the Board's ~~Director~~ Vice President of Academic Affairs on an individual basis as the occasion and need arise. (6-24-99)

(2) Assignment of particular geographic service areas to specific Regents institutions and Washburn University applies only to off-campus academic extension courses and programs that are delivered on a face-to-face basis. Geographic service areas do not apply to distance education courses or programs. (6-24-00)

(3) The institutions that share a geographic service area have primary responsibility for meeting the needs of the area and take precedence over other Regents institutions and Washburn University in offering off-campus face-to-face academic extension courses and programs within the area. (6-24-99)

(4) The institutions that share a geographic service area have the responsibility to request other Regents institutions or Washburn University to serve identified or expressed needs when the primary institutions are unable to do so. (6-24-99)

(5) Institutions shall submit reports on academic extension courses and programs to the Board on an annual and periodic basis as required.

(6) Subsequent to institutional identification of specific courses comprising the curriculum, and approval by the Council of Chief Academic Officers and the ~~Director~~ Vice President of Academic Affairs, an off-campus face-to-face program will be designated as an "academic extension specialty program" and may be offered at approved locations or statewide for a period not to exceed ten years. Requests for approval of academic extension specialty programs should follow the format described at the end of this appendix. Renewal of an academic extension specialty program designation requires the approval of the Council of Chief Academic Officers and the ~~Director~~ Vice President of Academic Affairs. (6-24-99)

(7) With the exception of the Kansas City metropolitan area, off-campus face-to-face academic extension courses which are not part of an approved academic extension specialty program and offered outside an institution's geographic service area must be reviewed and approved by the other Regents institutions in the service area and by the Director Vice President of Academic Affairs prior to any public announcement of the course or program.

(8) Off-Campus face-to-face academic extension courses and programs which are not part of an approved academic extension specialty program and offered outside an institution's geographic service area in the Kansas City metropolitan area must be approved by the Board and require additional documentation concerning the need/demand and a justification for any duplication.

~~(8)~~ (9)-The Board encourages institutions to respond to local educational needs within their approved geographic service areas, including certificate, workforce training, and noncredit courses and programs.

Fiscal Affairs and Audit

NEW FEE FOR ACCELERATED BACCALAUREATE NURSING PROGRAM (FINAL ACTION) - WSU

Regent Docking moved that the fee for a new accelerated baccalaureate nursing program at Wichita State be approved. With the second of Regent Lykins, the motion carried. The accelerated upper-division nursing program will admit 30 students per year to a 15 month, full-time program. A fee of \$20,000 will be charged for Kansas residents and \$35,000 for non-residents.

RECESS

Chairman Downey-Schmidt announced a break at 11:30 a.m. The meeting resumed at 11:47 a.m.

Other Matters

REPORT ON NATIONAL INSTITUTE FOR STRATEGIC TECHNOLOGY ACQUISITION AND COMMERCIALIZATION/PRESIDENT WEFALD AND KENT GLASSCOCK

President Wefald provided introductory comments and introduced Kent Glasscock, President of the National Institute for Strategic Technology Acquisition and Commercialization (NISTAC). Mr. Glasscock presented an overview of NISTAC and its entrepreneurial pursuits. NISTAC is a partnership formed by KTEC, Kansas State University, and the City of Manhattan.

Mr. Glasscock reported that NISTAC has three general areas of activities: licensing and company creation out of the K-State research-generated patent portfolio, licensing and company creation from NISTAC's own patent portfolio donated by major American corporations, and business development through private and public/private partnerships. During the past ten years, NISTAC licensing activity has generated millions of dollars of income for the KSU Research

Foundation, created twenty-one companies, and generated 110 jobs with an average wage of over \$47,000. This has been accomplished through K-State patented technologies, donated corporate technologies, and business development partnerships that created companies that can leverage the University's intellectual capabilities and existing patents.

NISTAC has branched out beyond the state of Kansas. Mr. Glasscock cited some examples. NISTAC will transfer control of Nutri-Joy to a large beverage company by the end of the year. Discussions are underway with a chocolate company based in the United Kingdom that is interested in a fat substitute ingredient for its chocolate. Technology is underway to convert gas to liquid fuel and NISTAC is being assisted by a company in New York, with plans to build its first plant in Yukon, Canada.

Mr. Glasscock noted that NISTAC is also interested in attracting small companies to the region. Leveraging K-State's research strengths, small companies that are technologically based that have capital, facility, and research needs will be able to benefit. He closed by noting the K-State commitment to its mission as a land grant university and the NISTAC commitment to a return on its investment to the University, the community and to Kansas. Brief comments and questions followed.

(Background Document Filed with Official Minutes)

MEMBERSHIP ON ADMISSIONS TASK FORCE

President Robinson reminded the Board that Regent Sherrer was appointed to serve as Chair of an Admissions Task Force at the October meeting and plans were for Mr. Sherrer, the Board Chairman and Vice Chairman to meet with President Robinson to discuss membership to the Task Force. That meeting has not materialized. Regent Docking moved that the discussion meeting be held on adjournment of the Board meeting and that Chairman Downey-Schmidt be authorized to appoint the membership following that meeting. With the second of Regent Lykins, the motion carried.

UPDATE FROM UNIVERSITY OF KANSAS MEDICAL CENTER RE AFFILIATION AGREEMENTS

Executive Vice Chancellor Barbara Atkinson updated the Board regarding the affiliation agreements for the University of Kansas Medical Center. The agreement with St. Luke's Hospital has been signed. The Medical Center is working with KU Hospital on a new ten-year agreement to supersede the current Master Affiliation Agreement to define a new relationship with KU Hospital, the University, and the physicians.

There is agreement on cancer between St. Luke's and KU Hospital for a partnership advisory board. Both hospitals will be a part of the board, and other hospitals will be included. The Midwest Cancer Alliance will still be in effect.

ADJOURNMENT

Chairman Downey-Schmidt adjourned the meeting at 12:20 p.m.

Reginald L. Robinson, President and CEO

Christine Downey-Schmidt, Chair