

KANSAS BOARD OF REGENTS

MINUTES

March 16-17, 2011

The March 16, 2011, meeting of the Kansas Board of Regents was called to order by Chairman Gary Sherrer at 1:30 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 PRESENT:

Gary Sherrer, Chairman
Ed McKechnie, Vice Chairman
Jerry Boettcher
Christine Downey-Schmidt
Mildred Edwards
Tim Emert
Dick Hedges
Dan Lykins
Janie Perkins

APPROVAL OF MINUTES

Regent Perkins moved that the minutes of the February 16-17, 2011 meeting be approved. Following the second of Regent Emert, the motion carried.

INTRODUCTIONS

President Hammond introduced the second class of the Kansas Academy of Mathematics and Science (KAMS).

GENERAL REPORTS

REPORT FROM CHAIR

Chairman Sherrer reported he testified in opposition on two legislative bills (HCR 5018 – Constitutional Amendment to Abolish the Board of Regents, and HB 2006 – In-State Tuition for Certain Undocumented Immigrants). Regent Sherrer thanked the community colleges for their letters supporting the Board on HCR 5018 and spoke about the history of the Board.

AMEND AGENDA

Regent Emert moved to amend the agenda to add an executive session regarding personnel matters of non-elected personnel as the last item. Regent Lykins seconded and the motion carried.

STANDING COMMITTEE AND OTHER REPORTS**Fiscal Affairs and Audit**

Regent Boettcher presented the Boards' Fiscal Affairs and Audit Standing Committee report. As part of their continuing effort to learn more about the university internal audit function, the Committee spoke with Wichita State University's internal auditor about general audit standards and current audit plans. Brad Williams, Executive Director of Kan-ed, reviewed the Kan-ed Grants, and the Committee discussed the Foresight 2020 objectives related to student financial aid programs with Diane Lindeman, Director of Student Financial Aid Programs.

KANSAS CAMPUS COMPACT

Regent Perkins reported there was a Presidents Summit meeting with the Kansas Campus Compact earlier in the day. Jacqueline Vietti, President of Butler County Community College, stated the meeting focused on the importance and value of students being engaged in service projects. President Vietti would also like to bring the Board a full report on the efforts of the Kansas Campus Compact at a later date.

TRANSFER AND ARTICULATION TASK FORCE

Regent McKechnie updated the Board on the progress of the Transfer and Articulation Task Force. The universities and community colleges are reviewing the draft document. Regent McKechnie encouraged anyone who would like to be actively involved in the process to do so. It is the hope of the Task Force to have a document to the Board for review in May.

APPROVAL OF CONSENT AGENDA

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

*Academic Affairs***DEGREE GRANTING AUTHORITY FOR THE UNIVERSITY OF PHOENIX, CAPELLA UNIVERSITY, AND ITT TECHNICAL INSTITUTE**

The University of Phoenix received approval to offer the following degrees: 1) Bachelor of Science in Accounting, 2) Bachelor of Science in Management, and 3) Master of Public Administration.

Approval was given to Capella University to offer a Master of Nonprofit Management and Leadership and a Doctor of Philosophy in Advanced Studies in Human Behavior.

ITT Technical Institute received approval to offer the following Associate of Applied Science Degrees: 1) Business Management, 2) Drafting and Design Technology, 3) Electrical Engineering Technology, 4) Graphic Communications and Design, 5) Mobile Communications Technology, 6) Network Systems Administration, and 7) Paralegal.

CERTIFICATE PROGRAM FOR KANSAS CITY KANSAS COMMUNITY COLLEGE

Kansas City Kansas Community College received approval to offer an Automotive Hybrid and Electric Vehicle Program (CIP 47.0614) at the technical certificate level. The college will reallocate currently existing resources to fund the program and use existing equipment from the college's automotive technology program.

CONSIDERATION OF DISCUSSION AGENDA

REPORT ON ECONOMIC IMPACT STUDY

Regent Sherrer introduced Ernie Goss, Ph.D of Goss & Associates Economic Solutions. Mr. Goss conducted a study on the impact of the Kansas Board of Regents (KBOR) System (32 institutions) on the State's economy. The study found that for 2010, the KBOR System produced approximately \$7.3 billion in overall impact, and for each \$1 of state taxpayer support, the KBOR System produced \$11.94 in economic returns. The study also concluded that all counties in Kansas (105) are positively impacted by the KBOR System and counties with institutions experienced higher rates of growth in technology firms and jobs than counties that do not have a KBOR institution.

(Report and PowerPoint filed with Official Minutes)

Academic Affairs

APPOINTMENTS TO THE KANSAS PRIVATE POSTSECONDARY ADVISORY COMMISSION

Gary Alexander, Vice President of Academic Affairs, presented two candidates for the Private Postsecondary Advisory Commission. The Advisory Commission consists of nine members appointed by the Kansas Board of Regents and recently two members' terms expired. Regent Boettcher moved to appoint Mrs. Irene Narvaez, Institute Director of Court Reporting Institute of Kansas City, Mission, KS, and Mrs. Judy Holmes, President of Brown Mackie College, Salina, KS, to the Private Postsecondary Advisory Commission. Following the second of Regent Perkins, the motion carried. Both members will serve the remainder of four year terms that began January 1, 2009.

MIDWEST STUDENT EXCHANGE PROGRAM POLICY

Vice President Alexander presented the proposed amendment to the Midwest Student Exchange Program Policy. Following discussion, Regent Emert moved to amend the proposal to add the following language: Tuition for students enrolled under the MSEP program shall be 150% of the institution's in-state resident tuition rate. Regent McKechnie seconded and the motion carried. Regent Emert then moved to adopt the proposed policy as amended. Following the second of Regent McKechnie, the motion carried. The following policy was adopted as amended:

**Chapter IV. COORDINATION AND SUPERVISION POLICIES AND PROCEDURES
ADOPTED AFTER JULY 1, 1999**

...

~~26. PARTICIPATION IN MIDWEST STUDENT EXCHANGE PROGRAM FOR COORDINATED INSTITUTIONS (12-15-04)~~

~~1. Programs will be approved by action of the institution's governing board (include documentation of approval to participate), SCOCAO, SCOP and the President/CEO of the Board of Regents.~~

~~2. Institutions shall submit to board staff documentation of evidence that a proposed MSEP program meets the criteria listed below.~~

Criterion 1—Program must meet the following targets:

1.1 Participation by students in programs in which the students have limited access in their home states.

Documentation

a. Letters from the out of state higher education organizations, e.g. Governing Board, Board of Regents, indicating that limited access is available to students;

b. Evidence of a search of degree programs in MSEP states.

1.2 Participation in programs in which there is excess capacity

Documentation

a. Analysis by the proposing college of the selected program's capacity;

b. An accounting of the number of students currently participating in the proposed MSEP program.

1.3 Equalization of the flow of students into and out of Kansas. Documentation

a. Colleges will report MSEP data regarding the number of students participating in programs as regards student flow. Data will be considered when programs are recommended for renewal;

b. Board staff will monitor the flow of students via the MSEP annual report;

c. If an imbalance is perceived, SCOCAO will consider this factor when recommending programs for inclusion.

Criterion 2—Evidence that a detailed plan exists that includes enrollment targets for the five-year life of the approval. The enrollment limits for the coordinated institutions are located at the end of this document.

Criterion 3—Evidence that all participating students be required to:

- ~~▪ Meet the admission's requirements as published in the College's catalog;~~
- ~~▪ Meet the prescribed standardized test score (i.e. ACT/SAT/ASSET) for admission into the program of study as published in the College's catalog;~~
- ~~▪ Enroll as full-time students, and make acceptable progress toward the degree or certificate as verified by the appropriate college official.~~

~~3. Proposals will be submitted annually to KBOR staff by August 15.~~

~~SCOCAO will consider proposed programs annually at their October meeting and recommend to SCOP those programs that are compliant with the standards. Staff will provide data on student participation for use in considering student flow as a factor in recommending programs. The System Council of Chief Academic officers should review the list of programs to determine whether:~~

- ~~o Programs meet criteria in Criterion 1;~~
- ~~o Other programs should be proposed for inclusion.~~

~~4. SCOP will consider SCOCAO recommendations annually at their December meeting.~~

~~5. The President and CEO shall review programs recommended by SCOP and respond to the college and appropriate board staff regarding their approval.~~

~~6. The colleges will review existing approved programs every five years.~~

26. PARTICIPATION IN MIDWEST STUDENT EXCHANGE PROGRAM FOR GOVERNED AND COORDINATED INSTITUTIONS (12-15-04)

- a. Programs will be approved by action of the institution and reported to the System Council of Chief Academic Officers as an information item.
- b. Tuition for students enrolled under the MSEP program shall be 150% of the institution's in-state resident tuition rate.
- c. Students enrolled through MSEP shall not displace qualified Kansas residents, i.e., MSEP students shall be admitted only into degree programs that have enrolled all qualified Kansas residents wishing to pursue the program.
- d. Each participating institution shall establish guidelines for program participation in MSEP, which will be filed in the KBOR Office of Academic Affairs.
- e. An annual report shall be provided to the President and CEO regarding approved programs and student participation in the MSEP program.

- f. Board staff will maintain a list of programs approved by institutions for MSEP participation and monitor student participation via the MSEP annual report.

MEDICAL CODING PROGRAM ALIGNMENT

Blake Flanders, Vice President of Workforce Development, presented the proposed Medical Coding Program Alignment. The two career tracks within the field of medical coding are Physician Coding, which addresses the needs of employees serving in a physician office setting, and Healthcare Coding, which addresses the needs of employees serving in a hospital setting. Regent Hedges moved to approve and Regent Edwards seconded. The motion carried.

(Two Medical Coding Maps filed with Official Minutes)

Other Matters

REPORT FROM THE KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Vice President Flanders presented the Kansas Postsecondary Technical Education Authority (TEA) report. At the last meeting, the TEA welcomed its new member Pat George, Secretary of Commerce. Members of local workforce investment boards spoke to the TEA about the Workforce Investment Act and how to improve the connection between the workforce and postsecondary education. The TEA also received an update on the Governor's budget recommendations and the progress of the Tiered Technical Education State Aid Act (SB 13 and SB 143).

ADULT EDUCATION ANNUAL REPORT

Dianne Glass, Director of Adult Education, presented the annual Adult Education Report. The Kansas Board of Regents' Adult Education program serves more than 9,000 adult learners across twelve education levels each year. From FY 2001 to FY 2010, the number of hours of participation increased 80% and the number of participants transitioning to postsecondary education or training increased 3500%. Ms. Glass also reviewed the objectives in the Board's Foresight 2020 plan for the Adult Education program.

(PowerPoint filed with Official Minutes)

LEGISLATIVE UPDATE

Kip Peterson, Director of Government Relations and Communications, provided an update on the Board of Regents legislative initiatives. Mr. Peterson reported on the following legislative bills: SB 8 – State University Information Technology Threshold, SB 28 – State Universities, JCERTA Earned Interest Retention, SB 41 – Private and Out-of-State Postsecondary Fees, HB 2020 – State Universities, Housing Suspense Fund, HB 2011 – Community College Tax Credits, Reinstate, and HB 2021 – Kan-ed Expand Membership and Statutory Clean-Up. Mr. Peterson noted that SB 13 – Technical Education Statutory Clean-Up and SB 143 – Tiered Technical Education Funding Approach were combined. Other higher education items include SB 189 – KBA Membership, SB 235 – Engineering, HB 2006 – In-State Tuition for Certain Undocumented Immigrants, HB 2353 – Concealed Carry on College and University Campuses,

HB 2390 – Elimination of Kan-ed, and HCR 5018 – Constitutional Amendment to Abolish the Kansas State Board of Education and the Kansas Board of Regents.

Diane Duffy, Vice President for Finance and Administration, briefed the Board on the FY 2011 budget. The Governor's March 11 State General Fund allotment action included \$2.3 million operating reductions for the Regents System, which was part of the Board's revised FY 2011 budget request. Vice President Duffy also reviewed the budget recommendations for FY 2012 and current status of the budget in the legislative process.

(PowerPoint and Handout filed with Official Minutes)

EXECUTIVE SESSION

At 4:10 p.m., Regent McKechnie moved, followed by the second of Regent Emert, to recess into executive session for 20 minutes to discuss the acquisition of real property. Participating in the executive session were members of the Board, President Tompkins, President Hammond, and Todd Powell, General Counsel for Fort Hays State University. At 4:30 p.m., the meeting returned to open session.

EXECUTIVE SESSION

At 4:30 p.m., Regent McKechnie moved, followed by the second of Regent Downey-Schmidt, to recess into executive session for 20 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board and President Tompkins. At 4:50 p.m., the meeting returned to open session. At 4:50 p.m., Regent McKechnie moved, followed by the second of Regent Emert, to extend the executive session for 10 minutes. At 5:00 p.m., the meeting returned to open session. At 5:00 p.m., Regent McKechnie moved, followed by the second of Regent Emert, to extend the executive session for 10 minutes. At 5:10 p.m., the meeting returned to open session.

RECESS

Chairman Sherrer recessed the meeting at 5:10 p.m.

RECONVENE

Chairman Sherrer reconvened the meeting at 8:42 a.m. on Thursday, March 17.

MEMBERS PRESENT:

Gary Sherrer, Chairman
Ed McKechnie, Vice Chairman
Jerry Boettcher
Christine Downey-Schmidt
Tim Emert
Dick Hedges
Janie Perkins

MEMBERS ABSENT:

Mildred Edwards
Dan Lykins

REPORTS**REPORT FROM COUNCIL OF PRESIDENTS**

President Schulz presented the Council of Presidents' report. The Council heard reports from the Council of Business Officers (COBO) and the Council of Chief Academic Officers (COCAO). COBO reported on the use of ARRA funds, property insurance renewals, and energy audits. COCAO reported on transfer and articulation agreements and student learning outcome assessments. The Council discussed the upcoming proposals for tuition and fees and voted 3 to 3 on the request to approve Fort Hays State University's Bachelor of Science in Information Systems Engineering (15.1299). This proposed degree will be forwarded to the Board's Academic Affairs Standing Committee for consideration. Additionally, the Council of Presidents received a report from the Council of Research Officers on EPSCoR. Regent Sherrer recommended the Board endorse the proposal to bring EPSCoR to the Board of Regents. Following discussion, Regent Emert moved to endorse the proposal. Regent Perkins seconded and the motion carried.

President Schulz presented the new logo for Kansas State University. The University will use Kansas State University instead of K-State for official recognition.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Rita Hauck presented the Council of Faculty Senate Presidents' report. The Council continued its discussion on transfer and articulation. The Council also discussed a proposed tuition waiver for dependents and spouses of faculty and staff. Ms. Hauck stated this tuition waiver would benefit recruitment, retention, and morale.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

The Students' Advisory Committee report was presented by Jonathan Rivers. Mr. Rivers stated student government elections are occurring on the campuses. Mr. Rivers also recapped this year's activities of the SAC and stated the members felt they had shortfalls in two areas: 1) meeting with the legislators, which members plan to address in April, and 2) meeting with local businesses.

APPROVAL OF CONSENT AGENDA

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

*Academic Affairs***PROFESSIONAL MASTER OF TECHNOLOGY (CIP 15.9999) – KSU**

Kansas State University received approval to offer a Professional Master of Technology (CIP 15.9999) program. The College of Aviation and Technology intends to cover the expenses related to the program through reallocation, which will be \$12,500 a year for the first four years.

Retirement PlanRE-APPOINT RETIREMENT PLAN COMMITTEE MEMBERS

The Board approved the re-appointment of four Retirement Plan Committee members whose terms expire on June 30, 2011. The following individuals were re-appointed:

- Dr. Rick LeCompte, WSU, Chair, Department of Finance, Real estate and Decision Sciences and H. Dene Heskett Chair in Finance, subject matter expert
- Dr. Dipak Ghosh, ESU, Associate Professor Accounting and Information Systems, subject matter expert
- Mike Barnett, FHSU, VP for Administration and Finance, representing COBO
- Michele Sexton, PSU, Director of Budget and Human Resource Services, representing Human Resource Directors/ACORB

CONSIDERATION OF DISCUSSION AGENDAAcademic AffairsACCREDITATION REPORT

Gary Alexander, Vice President of Academic Affairs, presented the annual Accreditation Report. The report included 169 programs and indicated that each university is accredited by the Higher Learning Commission of the North Central Association of Colleges and Schools. Following discussion, Regent McKechnie moved to accept the accreditation report. Regent Downey-Schmidt seconded and the motion carried.

POLICY AMENDMENT TO REVISE THE UNIVERSITY OF KANSAS MEDICAL CENTER MISSION STATEMENT

Vice President Alexander presented the proposed amendment to the University of Kansas Medical Center Mission Statement Policy. Regent Emert moved to adopt the policy amendment. Following the second of Regent Hedges, the motion carried. The following policy was adopted:

CHAPTER II**H. MISSION ROLE AND SCOPE**

~~The University of Kansas Medical Center, an integral and unique component of the University of Kansas and the Kansas Board of Regents system, is composed of the School of Medicine, located in Kansas City and Wichita, the School of Nursing, the School of Allied Health, the University of Kansas Hospital in Kansas City, and a Graduate School. The KU Medical Center is a complex institution whose basic functions include research, education, patient care, and community service involving multiple constituencies at state and national levels. The following paragraphs chart the KU Medical Center's course and serve as a framework for assessing programs, setting goals, developing initiatives and evaluating progress.~~

~~The University of Kansas Medical Center is a major research institution primarily serving the State of Kansas as well as the nation, and the world, and assumes leadership in the discovery of new knowledge and the development of programs in research, education, and patient care. The KU Medical Center recognizes the importance of meeting the wide range of health care needs in Kansas from the critical need for primary care in rural and other underserved areas of the state, to the urgent need for highly specialized knowledge to provide the latest preventive and treatment techniques available. As the major resources in the Kansas Board of Regents system for preparing health care professionals, the programs of the KU Medical Center must be comprehensive and maintain the high scholarship and academic excellence on which the reputation of the University is based. Our mission is to create an environment for:~~

~~**Instruction.** The KU Medical Center educates health care professionals to primarily serve the needs of Kansas as well as the region and the nation. High quality educational experiences are offered to a diverse student population through a full range of undergraduate, graduate, professional, postdoctoral and continuing education programs.~~

~~**Research.** The KU Medical Center maintains nationally and internationally recognized research programs to advance the health sciences. Health related research flourishes in a setting that includes strong basic and applied investigations of life processes, inquiries into the normal functions of the human body and mechanisms of disease processes, and model health care programs for the prevention of disease and the maintenance of health and quality of life.~~

~~**Service.** The KU Medical Center provides high quality patient centered health care and health related services. The University of Kansas Medical Center will be the standard bearer in the development and implementation of model programs that provide the greatest possible diversity of proven health care services for the citizens of Kansas, the region and the nation. (5-28-89; 12-17-92).~~

UNIVERSITY OF KANSAS MEDICAL CENTER

The University of Kansas Medical Center is an integral and unique component of the University of Kansas and the Kansas Board of Regents system. It is composed of:

- School of Medicine--Kansas City, Wichita and Salina campuses
- School of Nursing
- School of Allied Health

The KU Medical Center trains professionals to meet a wide range of health needs in Kansas – from the critical need for primary care and prevention to the urgent need for highly innovative and specialized clinical care. Further, the Medical Center produces medical scientists who are essential for basic and translational research, supplying the state’s bioscience and biotech workforce and creating economic development. The KU Medical Center serves people throughout the state of Kansas and the region, in rural as well as urban areas. The programs of the KU Medical Center are comprehensive and maintain the high scholarship and academic

excellence upon which the University's reputation is based. The KU Medical Center's mission is to create an environment for:

Education. The KU Medical Center educates health care professionals to primarily serve the needs of Kansas as well as the region and the nation. The Medical Center offers high-quality educational experiences to a diverse student population through a full range of undergraduate, graduate, professional, postdoctoral and continuing education programs.

Research. The KU Medical Center strives to advance the health sciences through internationally recognized research programs in strong basic, clinical, and translational sciences, as well as drug discovery, health services research and public health.

Patient Care. The KU Medical Center provides exceptional patient care with a focus on quality care and outcomes through hands-on student training, residency programs, affiliations with hospitals and clinics throughout the state, Telemedicine and Telehealth consultations, and student- and faculty-operated clinics to care for the underserved and uninsured.

Service. The KU Medical Center serves the citizens of Kansas, the region and the nation by developing, implementing and promoting model health care programs, and through numerous charitable, philanthropic and mission-oriented endeavors. (5-28-89; 12-17-92)

Fiscal Affairs and Audit

PURCHASE OF STADIUM PLACE APARTMENTS – FHSU

Diane Duffy, Vice President of Finance and Administration, introduced Fort Hays State University's request to purchase Stadium Place Apartments. In January 2009, the property was appraised at \$5,097,000 using a weighted income approach. Following discussion, Regent Emert moved to authorize the purchase of the Stadium Place Apartments at an amount not to exceed the appraised value. Regent Perkins seconded, and the motion carried.

Other Matters

RESOLUTION TO DESIGNATE DR. DUANE ACKER AS PRESIDENT EMERITUS AT KANSAS STATE UNIVERSITY

Regent Boettcher presented a Resolution that would designate Dr. Duane Acker as President Emeritus of Kansas State University. Regent Boettcher moved, followed by a second from Regent Perkins, to adopt the Resolution. The motion carried.

(Resolution filed with Official Minutes)

LEGISLATIVE REQUEST ON THE STATE UNIVERSITIES' BUILDINGS AND LAND

Vice President Duffy reviewed a letter from Secretary of Administration Dennis Taylor that asked for assistance with a legislative request of all state agencies to identify 10% of real property that has the lowest priority for retention. The state universities identified no buildings or land which should be sold outside the Board's policy that provides for the sale of real property. The report submitted to the Secretary stated these buildings were not surplus and all

are currently occupied or otherwise in use, and are critical to the universities' education, research, and service mission.

EXECUTIVE SESSION

At 10:00 a.m., Regent McKechnie moved, followed by a second from Regent Boettcher, to recess into executive session for 60 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Tompkins, Associate General Counsel Theresa Schwartz, Legal/Executive Assistant Renee Burlingham, and Data Analyst Lou McClelland. At 11:00 a.m., the meeting returned to open session. At 11:10 a.m., Regent Boettcher moved, followed by a second from Regent Perkins, to extend the executive session for 10 minutes. At 11:20 a.m., the meeting returned to open session.

ADJOURNMENT

The Chair adjourned the meeting at 11:20 a.m.

Andy Tompkins, President and CEO

Gary Sherrer, Chair