

# **SEPTEMBER 21-22, 2011**

**Kansas Board of Regents**

2011-2012  
Ed McKechnie, Chair  
Tim Emert, Vice Chair

## **KANSAS BOARD OF REGENT MEMBERS:**

Christine Downey-Schmidt

Fred Logan

Robba Moran

Mildred Edwards

Dan Lykins

Janie Perkins

Tim Emert

Ed McKechnie

Kenny Wilk

## **FORESIGHT 2020**

A Strategic Agenda for the State's Public Higher Education System

1. Align Systems & Institutions
2. Increase Participation
3. Improve Retention & Graduation Rates
4. Enhance Student Success
5. Align with Kansas Workforce Needs
6. Ensure State University Excellence

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## MEETING INFORMATION AND SCHEDULE

Unless noted, all meetings take place at the Curtis State Office Building (CSOB) at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612 in the meeting room indicated. Addresses for offsite meetings can be obtained by contacting the Kansas Board of Regents office at 785-296-3421.

### Wednesday, September 21, 2011

<b>Time</b>	<b>Committee/Activity</b>	<b>Location</b>
9:00 am - 9:30 am	System Council of Chief Academic Officers	Kathy Rupp Room
9:30 am or Adjournment	Council of Chief Academic Officers	Kathy Rupp Room
10:00 am - 11:00 am	System Council of Presidents	Kathy Rupp Room
10:00 am - Noon	Students' Advisory Committee	Workforce Development Conference Room
10:00 am - Noon	Council of Faculty Senate Presidents	Kan-Ed Conference Room
10:45 am - Noon	Fiscal Affairs & Audit Standing Committee	Board Room
11:00 am - Noon	Council of Presidents	Kathy Rupp Room
Noon - 1:15 pm	Lunch <i>Board of Regents &amp; President Tompkins</i>	Conference Room B
Noon - 1:15 pm	Lunch <i>Council of Chief Academic Officers</i>	Kathy Rupp Room
1:30 pm	Board of Regents Meeting	Board Room
6:00 pm	Dinner <i>Board of Regents, President Tompkins, and State University CEOs</i>	Chez Yasu

### Thursday, September 22, 2011

<b>Time</b>	<b>Committee/Activity</b>	<b>Location</b>
7:30 am	Breakfast <i>Board of Regents, President Tompkins, and KBOR's Senior Leadership Team</i>	Kathy Rupp Room
9:00 am	Board of Regents Meeting	Board Room
11:30 am	Lunch <i>Board of Regents &amp; President Tompkins</i>	Conference Room B
11:45 am	Governance Committee	Kathy Rupp Room

# MEETING AGENDA

The Kansas Board of Regents will meet in the Board Room located in the Curtis State Office Building at 1000 SW Jackson, Suite 520, Topeka, Kansas, 66612.

## Wednesday, September 21, 2011

- |                 |  |   |              |
|-----------------|--|---|--------------|
| <b>I.</b>       | <b>Call To Order</b>   | Regent McKechnie, Chair                 |              |
|                 | <i>A. Approve Minutes</i>  |   |              |
|                 | June 8, 2011 Special Board Meeting   |   | <i>p. 6</i>  |
|                 | June 15-16, 2011 Board Meeting   |   | <i>p. 8</i>  |
|                 | July 19, 2011 Special Board Meeting  |   | <i>p. 25</i> |
|                 | August 15-17, 2011 Board Retreat   |   | <i>p. 27</i> |
| <br><b>II.</b>  | <br><b>Reports</b>   |   |              |
|                 | <i>A. Introductions</i>  |   |              |
|                 | <i>B. Report from the Chair</i>  | Regent McKechnie, Chair                 |              |
|                 | <i>C. Report from Council of Presidents</i>  | Chancellor Gray-Little                  |              |
|                 | <i>D. Report from Council of Faculty Senate Presidents</i>   | Tom Vontz                               |              |
|                 | <i>E. Report from Students' Advisory Committee</i>   | Tyler Thompson                          |              |
|                 | <i>F. Report from Classified and Support Staff Council</i>   | Lesa Reves                              |              |
|                 | <i>G. Report from Unclassified Staff Council</i>   | Kristine Young                          |              |
| <br><b>III.</b> | <br><b>Approval of Consent Agenda</b>  |   |              |
|                 | <i>A. Academic Affairs</i>   | Regent Edwards                          |              |
|                 | 1. Request Approval for a Bachelor of Science in Engineering Technology, General (CIP 15.0000) – WSU | Gary Alexander,<br>VP, Academic Affairs | <i>p. 32</i> |
|                 | <br><i>B. Fiscal Affairs &amp; Audit</i>   | Regent Downey-Schmidt                   |              |
|                 | 1. Approve Architectural Program for the Center for Networked Learning – FHSU                        | Eric King,<br>Director of Facilities    | <i>p. 42</i> |
|                 | 2. Authorize Acceptance of Property and Convey it to Foundation – KSU                                |   | <i>p. 42</i> |
|                 | 3. Amend Capital Improvements Plan – KSU   |   | <i>p. 42</i> |
|                 | 4. Amend FY 2012 Rehabilitation and Repair Project List – KU   |   | <i>p. 43</i> |
|                 | 5. Adopt Bond Resolution – Jardine Apartments Project – KSU  | Julene Miller,<br>General Counsel       | <i>p. 44</i> |
|                 | 6. Adopt Bond Resolution – Landfill Project – KSU  |   | <i>p. 49</i> |

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| 7. Approve Memorandum of Agreement with FHSU/AAUP – FHSU | Theresa Schwartz,<br>Associate General Counsel | p.54 |
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#### IV. Consideration of Discussion Agenda

##### A. Other Matters

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|---|------------|-------|
| 1. Receive Update on Emporia State University Presidential Search | Deryl Wynn | p. 56 |
|---|------------|-------|

##### B. Academic Affairs

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|-----------------------------|---|-------|
| 1. Receive Report on EPSCoR | Regent Edwards<br>David McDonald,<br>Associate Provost, Research<br>WSU | p. 57 |
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| 2. Receive Update on Proposed Qualified Admissions Regulations | Gary Alexander,<br>VP, Academic Affairs | p. 58 |
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| 3. Receive Report on Evaluation of Faculty and Unclassified Staff at Kansas Public Universities | Gary Alexander,<br>VP, Academic Affairs | p. 61 |
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##### C. Fiscal Affairs & Audit

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|---|---|-------|
| 1. Discuss Board's Unified FY 2013 Budget Request | Regent Downey-Schmidt<br>Diane Duffy,<br>VP, Finance & Administration | p. 79 |
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|--------------------------------------|--------------------------------------|--------|
| 2. Authorize Naming of Building – KU | Eric King,<br>Director of Facilities | p. 108 |
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| 3. Adopt Updated Resolution Transferring Board's Authority to Exercise Management Control Over Security of Certain Biosecurity Research Institute (BRI) Related Classified Information to a Security Executive Committee – KSU | Julene Miller,<br>General Counsel | p. 109 |
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| 4. Review Regents' Self-Identified Conflict of Interest |  | p. 113 |
|---|--|--------|

#### V. Executive Session

Board of Regents – Personnel Matters Relating to Non-Elected Personnel

### Thursday, September 22, 2011

#### VI. Reports

##### A. Introductions

##### B. Report from the President and CEO

##### C. Report from System Council of Presidents

##### D. Report from the Community Colleges

Andy Tompkins, President & CEO  
President Calaway/Chancellor  
Gray-Little  
President Calaway

E. *Report from the Technical Colleges*

President Edleston

F. *Report from Washburn University*

President Farley

## VII. Approval of Consent Agenda

### A. Academic Affairs

1. Act on Request for Approval for Additional Degree Granting Authority for the Following:

- a) Grand Canyon University
- b) WyoTech
- c) National American University
- d) American Public University

Regent Edwards

Gary Alexander,  
VP, Academic Affairs

*p. 117*

2. Approve Requests for Degree and Certificate Programs Submitted from Johnson County Community College and Wichita Area Technical College

Blake Flanders,  
VP, Workforce Development

*p. 120*

## VIII. Consideration of Discussion Agenda

### A. Academic Affairs

1. Act on Request for New Degree Granting Authority for the Following:

- a) Georgetown University
- b) Columbia College
- c) Colorado Technical University – Online
- d) American Intercontinental – Online

Regent Edwards

Gary Alexander,  
VP, Academic Affairs

*p. 124*

2. Approve Members of the Kansas Private Postsecondary Advisory Commission

*p. 128*

3. Adopt Permanent Regulation to Set Private and Out-of-State Postsecondary Educational Institutions Fees (Roll Call Vote Required)

Theresa Schwartz,  
Associate General Counsel

*p. 130*

### B. Fiscal Affairs & Audit

1. Approve Board's Unified FY 2013 Budget Request

Regent Downey-Schmidt

Diane Duffy,  
VP, Finance & Administration

*p. 136*

### C. Other Matters

1. Receive Report from Kansas Postsecondary Technical Education Authority

Blake Flanders,  
VP, Workforce Development

*p. 136*

2. Adopt Board Goals for 2011-2012

Regent McKechnie

*p. 137*

3. Approve Revisions to Foresight 2020

Andy Tompkins,  
President & CEO

*p. 139*

4. Appoint Members to Washburn Board of Regents (K.S.A. 13-13a04), the Kansas Bioscience Authority (K.S.A. 74-99b104), and Announce Other Appointments

Regent McKechnie

*p. 144*

**IX. Executive Session**

Board of Regents – Matters Privileged in the Attorney/Client Relationship

**X. Adjournment**

# MINUTES OF PREVIOUS MEETING(S)

## I. Call To Order

Regent McKechnie, Chair

### A. Approve Minutes

June 8, 2011 Special Board Meeting

### KANSAS BOARD OF REGENTS MINUTES OF SPECIAL MEETING June 8, 2011

The Kansas Board of Regents met by telephone conference call on Wednesday, June 8, 2011. Vice Chairman Ed McKechnie called the meeting to order at 12:02 p.m. Proper notice was given according to law.

#### MEMBERS PRESENT:

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

#### MEMBER ABSENT:

Tim Emert

#### **EMPORIA STATE UNIVERSITY PRESIDENTIAL SEARCH COMMITTEE**

President Tompkins reviewed the list of members on the Emporia State University Presidential Search Committee and read the proposed Charge to the Search Committee. Following discussion, Regent Perkins moved to adopt the Charge to the Search Committee. Regent Lykins seconded, and the motion carried. The following was adopted:

#### **Emporia State University Presidential Search Charge to the Search Committee**

1. The Committee shall assist and advise the Kansas Board of Regents in the selection of the next President of Emporia State University.
2. The Committee shall recommend to the Board in the form of a “Statement of Leadership Characteristics” or position description, the criteria for the position of President of Emporia State University.
3. Appointees to the Committee will serve without predetermined bias for or against any prospective candidates nominated, referred, or discovered in the search process.
4. Committee members will agree to review all candidates without regard to race, religion, creed, or national origin. In fact, the Committee should make particular efforts to identify strong candidates from groups that are underrepresented in higher education leadership positions.
5. Committee members shall commit to preserve the confidentiality of the search process

and candidate identities. Such confidentiality is essential to the successful outcome of the search and must be maintained with professionalism and diligence at all times throughout the search process.

6. Appointees will serve with the understanding that the Committee will meet frequently over a period of months and that attendance at scheduled meetings is a top priority.
7. The Committee shall work with the advice of an executive search consultant to search and screen for appropriate candidates. The Committee shall evaluate nominations and applications.
8. The Committee will present to the Kansas Board of Regents an unranked list of the three to five candidates who are the most qualified for Board selection as the next President of Emporia State University.

President Tompkins stated the ESU Foundation will provide funds to hire a search firm to assist the Search Committee. After reviewing several firms through the RFP (request for proposal) process, the recommendation is to hire Witt-Kieffer. Regent Downey-Schmidt moved, followed by the second of Regent Edwards, to hire Witt-Kieffer as the executive search firm. The motion carried.

**ADJOURNMENT**

The Vice Chairman adjourned the meeting at 12:15 p.m.

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Andy Tompkins, President and CEO

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Ed McKechnie, Vice Chair

June 15-16, 2011 Board Meeting

**KANSAS BOARD OF REGENTS**  
MINUTES  
June 15-16, 2011

The June 15, 2011, meeting of the Kansas Board of Regents was called to order by Vice Chairman Ed McKechnie at 12:00 p.m. The meeting was held in the 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: Ed McKechnie, Vice Chairman  
Jerry Boettcher  
Christine Downey-Schmidt  
Mildred Edwards  
Tim Emert  
Dick Hedges  
Dan Lykins  
Janie Perkins

**EXECUTIVE SESSION**

At 12:00 p.m., Regent Edwards moved, followed by the second of Regent Emert, to recess into executive session at 12:15 in Conference Room B for 75 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board and, for portions, President Tompkins. At 1:30 p.m., the meeting returned to open session in the Board Room.

**APPROVAL OF MINUTES**

Regent Downey-Schmidt moved that the minutes of the May 16, 2011 special meeting and May 18-19, 2011 regular meeting be approved. Following the second of Regent Lykins, the motion carried.

**INTRODUCTIONS**

President Beggs introduced Wichita State University's new Student Government President, Matthew Onstott, and Interim Provost Keith Pickus. Blake Flanders recognized and thanked Jim Grier and Jack Wempe for their service on the Kansas Postsecondary Technical Education Authority. Vice Chairman McKechnie presented a memento to both of them and thanked them for their years of service.

**GENERAL REPORTS**

**REPORT FROM CHAIR**

Vice Chairman McKechnie thanked everyone for all the work on the various Board projects this year. He also stated the agenda for the Board's August retreat, which will be held in Southeast Kansas near Arcadia, is being developed.

Regent Downey-Schmidt stated that many positive things are happening on the campuses and thanked everyone for their hard work.

**REPORT FROM PRESIDENT AND CEO**

President Tompkins recognized the University of Kansas which received a \$20 million grant from the National Institutes of Health (NIH). He also reported on the 40% funding cut to Kan-ed, which will affect the higher education institutions, libraries, and hospitals. The Kan-ed Advisory Board will be meeting June 24 to look at different options.

## **STANDING COMMITTEE REPORTS**

### Fiscal Affairs and Audit

Regent Boettcher presented the Board's Fiscal Affairs and Audit Standing Committee report. The Committee received the annual Insurance Stewardship Report and discussed the transfer of the EPSCoR program to KBOR, which is an item on Thursday's agenda.

### Academic Affairs

Regent McKechnie stated the Board's Academic Affairs Standing Committee had a couple of conference calls to discuss appeals of performance agreement recommendations.

## **APPROVAL OF CONSENT AGENDA**

Regent Downey-Schmidt moved, with the second of Regent Perkins, the Consent Agenda be approved. The motion carried.

### Academic Affairs

#### **ADDITIONAL DEGREE GRANTING AUTHORITY FOR NATIONAL AMERICAN UNIVERSITY, ASHFORD UNIVERSITY, ITT TECHNICAL INSTITUTE, AND BRYAN COLLEGE**

The National American University received approval to offer the following degrees: 1) Bachelor of Science in Nursing, 2) RN-to-BSN, 3) Associate of Applied Science in Clinical Laboratory Technician, and 4) Associate of Science in Nursing.

Approval was given to Ashford University to offer the following degrees:

- 1) Associate of Arts in Early Childhood Education
- 2) Associate of Arts in Military Studies
- 3) Bachelor of Arts in Cultural Anthropology
- 4) Bachelor of Arts in Homeland Security and Emergency Management
- 5) Bachelor of Arts in Human Resource Management
- 6) Bachelor of Arts in Instructional Design
- 7) Bachelor of Arts in International Business
- 8) Bachelor of Arts in Law Enforcement Administration
- 9) Bachelor of Arts in Liberal Arts
- 10) Bachelor of Arts in Military Studies
- 11) Bachelor of Arts in Operations Management and Analysis
- 12) Bachelor of Arts in Organizational Management
- 13) Bachelor of Arts in Political Science and Government
- 14) Bachelor of Arts in Project Management
- 15) Bachelor of Arts in Public Administration
- 16) Bachelor of Arts in Public Relations and Marketing
- 17) Bachelor of Arts in Service Management
- 18) Bachelor of Arts in Social and Criminal Justice
- 19) Bachelor of Arts in Social Science
- 20) Bachelor of Arts in Sociology
- 21) Bachelor of Arts in Sports and Recreation Management
- 22) Bachelor of Arts in Supply Chain Management
- 23) Bachelor of Arts in Sustainable Enterprise Management

ITT Technical Institute received approval to offer the following degrees:

- 1) Associate of Applied Science in Information Systems Administration
- 2) Associate of Applied Science in Computer Forensics
- 3) Associate of Applied Science Construction Technology
- 4) Associate of Applied Science in Web Design
- 5) Associate of Applied Science in Business Administration
- 6) Associate of Applied Science in Business Accounting Technology
- 7) Associate of Applied Science in Accounting
- 8) Associate of Applied Science in Web Design Technology
- 9) Bachelor of Science in Nursing (RN to BSN)
- 10) Bachelor of Science in Accounting
- 11) Bachelor of Science in Business Administration
- 12) Bachelor of Science in Business Accounting Technology
- 13) Bachelor of Science in Technical Project Management
- 14) Bachelor of Science in Criminal Justice Cyber Security
- 15) Master of Business Administration

Approval was given to Bryan College to offer an Associate of Applied Science in Air Conditioning and Refrigeration Technology.

#### DEGREE AND CERTIFICATE PROGRAMS

Dodge City Community College received approval to offer a technical certificate of 35 credit hours and an Associate of Applied Science Degree of 63 credit hours in Building Construction Technology (CIP 46.0415). The estimated start-up cost of the program is \$120,150. The College's general fund and capital outlay will be used to fund the program. Perkins funding will also be sought.

Flint Hills Technical College received approval to offer a technical certificate of 24 credit hours in Welding Technology (CIP 48.0508) and an Associate of Applied Science degree of 62 credit hours in Sustainability Studies (03.0103). The estimated start-up cost for the Welding Technology program is \$97,834. To fund the program, the College will use a portion of its general operating budget, student tuition and fees, state aid, Perkins funding, and Workforce Solutions Funds. The projected expenses for the Sustainability Studies program is \$127,395, and the College will fund it with tuition, fees, state aid, Perkins, and reallocated existing resources.

Approval was given to Labette Community College to offer a technical certificate (16 credit hours) in Electronic Technology/Technician (CIP 47.0105). The projected start-up cost of the program is \$24,397. Part of the start-up cost will be covered by a SkillsUSA grant program and a \$9,995 award from the Lowe's Corporation. The remaining costs will be covered by reallocating existing institutional resources.

North Central Kansas Technical College received approval to offer an Associate of Applied Science degree (68 credit hours) in Welding Engineering Technology/Technician (CIP 15.0614). This is a collaborative program between Fort Hays State University and North Central Kansas Technical College. The College will have no additional cost.

Approval was given to Pratt Community College to offer a Solar (Photovoltaic) Energy Technology (CIP 15.0505) technical certificate (38 credit hours). The estimated cost of the program is \$84,000, which will be funded by existing institutional funds. The College is also looking at additional funding from the Energy Net program.

Seward County Community College received approval to offer an Associate of Applied Science degree (65 credits) in Corrosion Technology (CIP 15.0611) and two technical certificates in Atmospheric Corrosion (25 credits) and Cathodic Protection (26 credits). A U.S. Department of Education Title V Developing Hispanic-Serving Institutions Grant Program will fund the cost of the program, which will cost \$374,559.

Manhattan Area Technical College received approval to offer an Associate of Applied Science degree (70 credits) in Clinical Medical Laboratory Technician (51.1004). The total projected budget for the program is \$97,073. The College will fund the program with tuition and fees and state aid.

An Associate of Applied Science in Technical Studies (CIP 30.9999) comprised of 60-68 credits was approved for the Kansas System of Community (19) and Technical (6) Colleges. Students completing this degree must complete a minimum of 15 credit hours from at least 2 disciplines that will combine into a joint technical program with a technical focus. The colleges will incur no additional cost to offer this program.

## **CONSIDERATION OF DISCUSSION AGENDA**

### Academic Affairs

#### **HISTORY AND OVERVIEW OF KANSAS' REGULATION OF PRIVATE AND OUT-OF-STATE POSTSECONDARY EDUCATIONAL INSTITUTIONS OPERATING IN KANSAS**

Theresa Schwartz, Associate General Counsel, presented an overview of the Board's regulatory and statutory responsibilities regarding the Private and Out-of-State Postsecondary Educational Institutions operating in Kansas that are subject to the Kansas Private and Out-of-State Postsecondary Educational Institution Act. In order for these institutions to lawfully operate in Kansas, they must be issued a Certificate of Approval by the Board of Regents. The Board's Private Postsecondary Educational Institution Division is responsible for reviewing each institution to make sure all statutory requirements are met. Once the Board issues a Certificate of Approval, the Division conducts annual reviews to make sure the statutory standards are maintained. If the standards are not maintained or if an institution is operating in Kansas without a certificate, civil and criminal penalties may be pursued. The Board is also authorized to charge fees for certain services. The fee categories and minimum/maximum limits are determined by statute and set in regulation.

(PowerPoint filed with Official Minutes)

#### **NEW DEGREE GRANTING AUTHORITY FOR CENTRAL MICHIGAN UNIVERSITY AND WICHITA TECHNICAL INSTITUTE**

Gary Alexander, Vice President of Academic Affairs, presented Central Michigan University's and Wichita Technical Institute's request for new degree granting authority. Following discussion, Regent Boettcher moved to approve. Regent Edwards seconded, and the motion carried. The following degrees were approved:

##### Central Michigan University

- 1) Bachelor of Science in Community Development
- 2) Bachelor of Science in Administration
- 3) Bachelor of Science in Integrated Leadership Studies
- 4) Bachelor of Science in Psychology
- 5) Bachelor of Applied Arts in Administration
- 6) Master of Arts in Educational Technology
- 7) Master of Science in Administration

Wichita Technical Institute

1. Associate of Applied Science in Computer Technology and Network Administration

### PERFORMANCE REPORTS

Vice President Alexander stated the performance reports for calendar year 2010 were reviewed by the Board's Academic Affairs Standing Committee. The Committee recommends the following:

Award full funding to the following institutions, were such funding available:

Emporia State University, Fort Hays State University, Kansas State University, Pittsburg State University, University of Kansas, University of Kansas Medical Center, Wichita State University, Allen Community College, Butler Community College, Cloud County Community College, Coffeyville Community College, Colby Community College, Cowley Community College, Dodge City Community College, Fort Scott Community College, Garden City Community College, Highland Community College, Hutchinson Community College, Independence Community College, Johnson County Community College, Kansas City Kansas Community College, Labette Community College, Neosho Community College, Pratt Community College, Seward Community College, Flint Hills Technical College, Manhattan Area Technical College, North Central Kansas Technical College, Northwest Kansas Technical College, Salina Area Technical College, Wichita Area Technical College, Washburn University and its affiliate, Washburn Institute of Technology.

Award 80% funding to Barton Community College, were such funding available.

Regent Edwards moved to adopt the funding recommendations and Regent Perkins seconded. The motion carried.

### INCREASE IN KANSAS GED TESTING FEE

The proposed increase in Kansas General Education Development (GED) testing fee was introduced by Vice President Alexander. Increasing the testing fee from \$68 to \$85 and the re-take fee from \$68 to a range of \$75-\$85 will allow Kansas GED Testing Centers to cover the increase in operational costs. Those increased costs include the vendor's \$10 per test battery increase in scoring the test and the GED Testing Service \$12 per test battery increase for leasing the test. Regent Lykins moved to approve the increase. Following the second of Regent Edwards, the motion carried.

### Fiscal Affairs and Audit

#### FINAL REPORT ON THE FY 2012 STATE BUDGET

Diane Duffy, Vice President of Finance and Administration, stated the final appropriation bill – Senate Substitute for HB 2014 – was signed by the Governor with two line-item vetoes impacting the KBOR system. The Governor vetoed the proposed 2.5% state employee health benefits program surcharge and a portion of section 175 – the across the board reduction totaling \$5.9 million – allowing the Governor flexibility in where he imposes the reduction. Additionally, Vice President Duffy reported the final language in the appropriation bill regarding the competitive grant program limits the funding only to community colleges. The Governor's original intent of the program was to include all two year colleges.

#### DISTRIBUTION OF SELECTED FY 2012 STATE APPROPRIATIONS TO INDIVIDUAL COMMUNITY COLLEGES, TECHNICAL COLLEGES, AND WASHBURN INSTITUTE OF TECHNOLOGY

Vice President Duffy introduced the proposed FY 2012 distributions for the Vocational Education Capital Outlay Aid (Table 1) and the Technology Grant (Table 2). The FY 2012 appropriation for vocational education capital outlay aid and technology grants is 1.193% less than FY 2011. Following discussion, Regent Boettcher moved to approve both distributions and authorize staff to make any minor technical adjustments to the

distribution once the final state appropriations are known and notify the Board. Regent Lykins seconded, and the motion carried. The following distributions were made:

<b>Institution</b>	<b>FY 2011 Funding</b>	<b>Estimated FY 2012 Funding</b>	<b>Increase/ (Decrease)</b>
Coffeyville Community College	\$135,220	\$132,878	(\$2,342)
Cowley County Community College	\$162,485	\$167,611	5,126
Dodge City Community College	\$138,570	\$129,305	(\$9,265)
Flint Hills Technical College	\$130,638	\$132,881	\$2,243
Highland Community College	\$131,688	\$148,510	\$16,822
Hutchinson Community College	\$230,374	\$199,105	(\$31,269)
Johnson County Community College	\$312,307	\$336,752	\$24,445
Kansas City Kansas Community College	\$219,572	\$228,726	\$9,154
Manhattan Area Technical College	\$136,012	\$131,685	(\$4,327)
North Central Kansas Technical College	\$144,451	\$146,940	\$2,489
Northwest Kansas Technical College	\$127,353	\$124,931	(\$2,422)
Pratt Community College	\$133,932	\$133,364	(\$568)
Salina Area Technical College	\$126,526	\$134,122	\$7,596
Seward County Community College	\$134,598	\$123,045	(\$11,553)
Washburn Institute of Technology	\$136,644	\$150,110	\$13,466
Wichita Area Technical College	\$237,078	\$199,380	(\$37,698)
<b>Total</b>	<b>\$2,637,448</b>	<b>\$2,619,345</b>	<b>(\$18,103)</b>

<b>Institution</b>	<b>FY 2011 Technology Grant</b>	<b>FY 2012 Technology Grant</b>	<b>Decrease</b>
Allen County Community College	\$14,337	\$14,168	(\$169)
Barton County Community College	\$19,717	\$19,482	(\$235)
Butler County Community College	\$25,093	\$24,794	(\$299)
Cloud County Community College	\$17,027	\$16,824	(\$203)
Coffeyville Community College	\$17,027	\$16,824	(\$203)
Colby Community College	\$17,027	\$16,824	(\$203)
Cowley County Community College	\$19,717	\$19,482	(\$235)
Dodge City Community College	\$17,027	\$16,824	(\$203)
Fort Scott Community College	\$17,027	\$16,824	(\$203)
Garden City Community College	\$17,027	\$16,824	(\$203)
Highland Community College	\$18,821	\$18,597	(\$224)
Hutchinson Community College	\$25,987	\$25,678	(\$309)
Independence Community College	\$17,027	\$16,824	(\$203)
Johnson County Community College	\$39,432	\$38,962	(\$470)
Kansas City Community College	\$25,987	\$25,678	(\$309)
Labette Community College	\$14,341	\$14,170	(\$171)
Neosho Community College	\$17,027	\$16,824	(\$203)
Pratt Community College	\$12,550	\$12,401	(\$149)
Seward County Community College	\$17,027	\$16,824	(\$203)

Washburn University	\$34,052	\$33,647	(\$405)
<b>TOTAL</b>	<b>\$403,277</b>	<b>\$398,475</b>	<b>(\$4,802)</b>

#### UPDATE ON ECONOMIC DEVELOPMENT INITIATIVES

Vice President Duffy reported on the new economic development initiatives (Competitive Grant, Engineering, and University Research) that the 2011 Legislature authorized. The Kansas Board of Regents was appropriated \$500,000 EDIF for the Competitive Grant Initiative. This program is for community colleges and requires a one-to-one match. It also requires the development of innovative programs with private companies needing specific job skills or meeting other industry needs that cannot be addressed with current funding streams. Although the funds were appropriated to the Board, the program is to be administered by the Secretary of Commerce. Board staff will work with Commerce staff to implement this initiative.

The Department of Commerce was appropriated \$1 million EDIF for FY 2012 to provide competitive Engineering Expansion Grants for programs at the University of Kansas, Kansas State University, and Wichita State University. A three-to-one match is required in the first year. Then in FY 2013, \$10.5 million will be transferred annually for 10 years from ELARF (gaming revenues) and each university (KU, KSU, and WSU) shall receive \$3.5 million annually. The program requires a one-to-one match from non-SGF sources. The Secretary of Commerce in consultation with the Board will approve plans developed by the three universities to increase the number of engineering graduates in the state by 60%.

The University Research Initiative involves the University of Kansas Medical Center's Cancer Center, Kansas State University's animal health research, and Wichita State University's aviation research. The Department of Commerce was appropriated \$5 million for each university. The universities are required to provide a one-to-one match and return-on-investment metrics, which will be evaluated periodically by the Governor's Council of Economic Advisors and the Department of Commerce.

#### DEVELOPMENT OF FY 2013 UNIFIED BUDGET REQUEST

Vice President Duffy recapped the Board's budget requests for the last five years and stated the Board's FY 2013 unified budget request is due on September 15. So far, Board staff has received the following five items for the Board to consider for its budget request: 1) the TEA recommends requesting the full funding gap amount for tiered technical education, 2) KU requests authorization to seek \$1,866,779 in additional funding for the Medical Loan Program, 3) the Council of Business Officers requests a change in budgeting of insurance premium from EBF to State University Operating Budgets, 4) a supplemental request from EBF will be reviewed to make the debt service payment on bonds, and 5) Board staff recommend expanding the Comprehensive Grant Program as part of Foresight 2020. The Board and the university and college leaders will discuss these requests and any others this summer. The Board will take action on its FY 2013 unified budget request at its September meeting.

#### Other Matters

#### REPORT FROM KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Vice President for Workforce Development, Blake Flanders, presented the Kansas Postsecondary Technical Education Authority report. At its last meeting, the TEA discussed the Board's FY 2013 budget request and recommends requesting the full funding gap amount for tiered technical education with the structure of the recommended request, such as amount per year, to be determined as the community and technical college leaders work with the Board in the development of the Board's budget request. The Members received a report on the formal alignment of Fort Hays State University and North Central Technical College. Additionally, the TEA elected Kathy Howell as their new Chair and Eddie Estes as their new Vice Chair. Vice President Flanders also highlighted the new Associate of Applied Science in Technical Studies for the Kansas System of Community and Technical Colleges, which was approved by the Board on its consent agenda.

RESOLUTION TO APPROVE RECOMMENDATIONS OF THE KANSAS BOARD OF REGENTS  
TRANSFER AND ARTICULATION TASK FORCE

Vice President Alexander presented the proposed Resolution that contains the recommendations of the Kansas Board of Regents Transfer and Articulation Task Force. Regent Emert moved to approve the Resolution. Regent Hedges seconded, and the motion carried.

(Resolution filed with Official Minutes)

PRIVATE POSTSECONDARY FEE REGULATION AMENDMENTS

Associate General Counsel Schwartz introduced the proposed temporary and permanent private postsecondary fee regulation amendments. The 2011 Legislature amended the statutes dealing with the fee structure that applies to private and out-of-state postsecondary institutions operating in Kansas. The statutory amendments become effective on July 1, 2011. In order for the Board to charge the new fees authorized by the statute, a temporary regulation needs to be adopted followed by the adoption of the permanent regulation. In accordance with the requirements of the Rules and Regulations Filing Act, the Board will need to delay action on the proposed temporary regulation until on or after July 1, 2011. The Board asked staff to move forward with the proposed regulations. A special Board meeting will be held in July to adopt the temporary regulation.

(Regulations filed with Official Minutes)

EXECUTIVE SESSION

At 3:13 p.m., Regent Edwards moved, followed by the second of Regent Emert, to recess into executive session for 45 minutes starting at 3:30 p.m. in Conference Room B to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Tompkins, and President Ed Hammond. At 4:15 p.m., the meeting returned to open session in Conference Room B.

EXECUTIVE SESSION

At 4:15 p.m., Regent Emert moved, followed by the second of Regent McKechnie, to recess into executive session for 30 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board and President Tompkins. At 4:45 p.m., the meeting returned to open session in the Board Room.

RECESS

The Vice Chairman recessed the meeting at 4:45 p.m.

RECONVENE

Vice Chairman McKechnie reconvened the meeting at 8:30 a.m. on Thursday, June 16.

MEMBERS PRESENT:

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

APPROVAL OF CONSENT AGENDA

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

Fiscal Affairs and Audit

LEASE AGREEMENT WITH THE KSU FOUNDATION – KSU

Kansas State University received authorization to enter into a lease agreement with the KSU Foundation to allow the Foundation to build a Feed Mill. Once the principal and interest are retired, the lease will be terminated and the mill will be transferred to KSU.

ACCEPT PROPERTY – KSU

Approval was given to Kansas State University to accept the Animal Resource Facility. The future maintenance costs will be paid from grant revenues.

**REPORTS**

REPORT FROM COUNCIL OF PRESIDENTS

The Council of Presidents' report was presented by Chancellor Gray-Little. The Council received an update from the Council of Business Officers (COBO) on the legislative budget and the Governor's vetoes. COBO reported on the property insurance renewal for FY 2012, state health insurance options, and tuition waivers for spouses and dependants. The Council also received a report from the Council of Chief Academic Officers regarding the proposed amendments to the qualified admission regulations. The Council of Presidents recommends proceeding with the proposed amendments, which are on the agenda for the Board's consideration. However, the Council also requested that concerns expressed by the admission officers be dealt with in the coming year. Additionally, the Council discussed the possibility of including in next year's legislative request a salary increase for classified staff.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Tom Vontz presented the Council of Faculty Senate Presidents' report. The Council discussed what their role is with the Board and how they can be more proactive. An assessment mechanism for transfer and articulation was also discussed.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Tyler Thompson presented the Students' Advisory Committee report. Mr. Thompson stated the SAC wants to continue to build on the accomplishments from this past year. The SAC will continue to bring higher education issues and messages to the public by engaging communities, writing editorials, and using social media. The SAC is also committed to helping future students and will participate in service projects throughout next year.

**CONSIDERATION OF DISCUSSION AGENDA**

Fiscal Affairs and Audit

FY 2012 TUITION AND FEE PROPOSALS FOR STATE UNIVERSITIES

Diane Duffy, Vice President for Finance and Administration, introduced, for second reading, the proposed FY 2012 tuition and fee proposals for the state universities. The state universities face approximately \$24 million in overall reduction because of cuts in state funding and required increase costs such as group health insurance. The proposed tuition and fees are projected to raise approximately \$26 million in revenue, which is a net increase of only \$2 million. The Regents are concerned about the affordability of higher education and will continue to work with the Legislature to increase state funding.

Regent Boettcher moved to approve the rates for the University of Kansas as presented in Appendix A. Regent Emert seconded, and the motion carried.

Regent Boettcher moved to approve the University of Kansas Medical Center's rates as presented in Appendix A. Following the second of Regent Lykins, the motion carried.

Regent Boettcher moved, followed by Regent Lykins second, to approve Kansas State University's rates as presented in Appendix A. The motion carried.

Regent Boettcher moved to approve Wichita State University's rates as described in Appendix A. Regent Downey-Schmidt seconded, and the motion carried.

Regent Boettcher moved to approve the rates as described in Appendix A for Emporia State University. Following the second of Regent Perkins, the motion carried.

Regent Boettcher moved to approve Pittsburg State University's rates as detailed in Appendix A. Regent Lykins seconded, and the motion carried.

Regent Boettcher moved to approve Fort Hays State University's rates as presented in Appendix A. Regent Emert seconded, and the motion carried.

(Appendix A filed with Official Minutes)

Regent Boettcher moved to approve KSU's and WSU's existing course fee rates and KU's increases as itemized in the KU proposal. Regent Lykins seconded, and the motion carried.

Regent Boettcher moved to approve the existing tuition structures at KSU, WSU, PSU, and FHSU and the changes described in the proposals for KU's Rock Chalk Scholarship and ESU's International Partnership Tuition Rate and School of Library and Information Management Non-Resident Rate and Per Credit Hour Pricing. Regent Emert seconded. Following discussion, the motion carried.

Regent Boettcher moved to approve the proposed student fees at each of the universities. Regent Downey-Schmidt seconded, and the motion carried.

Regent Boettcher moved to approve KU's request for fee change that exceeds the policy threshold. Following the second of Regent Emert, the motion carried.

(State University Proposed Tuition and Fees filed with Official Minutes)

#### BREAK

The Vice Chairman called for a short break at 9:46 a.m. and resumed the meeting at 10:00 a.m.

#### Other Matters

#### GUIDELINES FOR COORDINATION, OVERSIGHT AND FISCAL MANAGEMENT OF THE EXPERIMENTAL PROGRAM TO STIMULATE COMPETITIVE RESEARCH (EPSCoR)

Vice President Alexander stated the 2011 Legislature transferred the Experimental Program to Stimulate Competitive Research (EPSCoR) from K-Tech to the Kansas Board of Regents. He presented the proposed guidelines for the coordination, oversight and fiscal management for the program. Following discussion, Regent Boettcher moved to adopt the guidelines. Regent Edwards seconded, and the motion carried.

(Guidelines filed with Official Minutes)

AMENDMENTS TO MEMORANDUM OF AGREEMENT BETWEEN PITTSBURG STATE UNIVERSITY AND THE KANSAS ASSOCIATION OF PUBLIC EMPLOYEES/SERVICE AND MAINTENANCE WORKER UNIT

Theresa Schwartz, Associate General Counsel, introduced the proposed amendments to the Memorandum of Agreement between Pittsburg State University and the Kansas Association of Public Employees/Service and Maintenance Worker Unit. Regent Emert moved to approve and authorized the Board Chair to execute the modified agreement. Regent Hedges seconded, and the motion carried.

(MOA filed with Official Minutes)

NEW AND AMENDED PERMANENT STATE UNIVERSITY QUALIFIED ADMISSION REGULATIONS

General Counsel Julene Miller introduced the proposed new and amended permanent state university qualified admission regulations. The regulations are based on the Board's Admissions Task Force recommendations, which were approved by the Board at its December, 2010 meeting. The new and amended regulations in Article 29 will pertain to those students who will graduate and/or apply for admission during the next four years. The new Article 29a, which contains all the new "more rigorous" requirements, will pertain to students applying for admission for the 2015 summer session or later. General Counsel Miller stated several comments were received and changes that did not change intent were incorporated into the regulations. However, the comments that contained substantive changes that were not included in the Admissions Task Force's recommendations adopted by the Board will need to be discussed and considered during the next round of amendments. Following discussion, Regent Downey-Schmidt moved to approve the regulations. Regent Lykins seconded. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent McKechnie, Regent Boettcher, Regent Downey-Schmidt, Regent Edwards, Regent Emert, Regent Hedges, Regent Lykins, and Regent Perkins. Motion carried.

(Regulations filed with Official Minutes)

AMENDED BOARD OF REGENTS HISTORY STATEMENT AS A PREFACE TO THE BOARD POLICY MANUAL

The proposed amendments to the Board of Regents History in the Board's Policy and Procedures Manual were introduced by General Counsel Miller. Regent Perkins moved to approve and Regent Boettcher seconded. The motion carried. The following amendments were adopted:

**A BRIEF HISTORY OF THE KANSAS BOARD OF REGENTS SYSTEM**

- ~~1913 — Three member Board of Administration created by Kansas Legislature to govern the five state schools of higher education now known as the University of Kansas, Kansas State University, Emporia State University, Pittsburg State University and Fort Hays State University, each of which was previously governed by a separate Board of Regents.~~
- ~~1917 — Board of Administration took over management of all state institutions, including penal and charitable as well as educational institutions.~~
- ~~1925 — Legislature separated control of state educational system from that of other state institutions and placed it under the jurisdiction of a governing body of nine members who served without pay.~~
- ~~1939 — Legislature created bi-partisan nine member Board of Regents, and added to its jurisdiction the State School for the Deaf in Olathe and the State School for the Blind in Kansas City, as well as two black schools—Western University in Kansas City and Kansas Vocational School in Topeka. The two black schools have since been closed and~~

~~in 1971 responsibility for the other two schools was transferred to the State Department of Education.~~

~~1964 — Wichita State University came under the jurisdiction of the Board of Regents.~~

~~1974 — Legislature made provision for a payment of \$35 per meeting day for members of all state boards, including the Board of Regents.~~

~~1975 — State Education Commission abolished and responsibility for administering student assistance and federal programs transferred to the Board of Regents. Students' Advisory Committee, consisting of the president of each school's student senate, established to provide student representation at Board meetings and to consult with Regents on policies relating to student affairs.~~

~~1976 — Kansas Technical Institute at Salina transferred from the jurisdiction of the State Board of Education to the Board of Regents. In 1988, the name was changed to the Kansas College of Technology.~~

~~1991 — Kansas College of Technology was merged with Kansas State University and formally identified as Kansas State University Salina, College of Technology.~~

~~1999 — Legislature abolished the Kansas Board of Regents and created the newly re-constituted Kansas Board of Regents which governs the six state universities, supervises the 19 community colleges, 11 technical schools and technical colleges, and Washburn University, and coordinates all of postsecondary education in Kansas.~~

The 1854 Kansas-Nebraska Act established the U.S. territory of Kansas, opening the territory for settlement. Shortly thereafter, the Constitution of 1855 was adopted, bearing the intent of a university system, reading "The General Assembly may take measures for the establishment of a university."

Kansas was admitted as the 34<sup>th</sup> state to the United States on January 29, 1861.

By 1863, the Legislature had created the first public university, Kansas State Normal School in Emporia, followed in the same year by The University in Lawrence and the Agricultural College in Manhattan. A 1900 Congressional Act provided abandoned military reservation land at Fort Hays to the State for the western branch of the Emporia Teachers College, known as the Western Branch State Normal School, and in 1903, the Legislature established the Normal Training Auxiliary of the Emporia Normal School in Pittsburg.

With five state institutions of higher education, Governor Walter Stubbs appointed a three-member committee in 1911 to study the state schools, colleges and universities, each of which was governed by its own separate board, and to make a recommendation regarding the creation of a single controlling board for all five.

In 1913, after much discussion and debate, the Legislature and the Governor settled on the creation of a centralized three-member Board of Administration to govern the five state schools of higher education. The members of this Board of Administration were appointed by the Governor and confirmed in Executive Session by the Senate. All could be from the same political party and all could be from the same geographic location. They were each paid the sum of \$3,500 per year for their service and had expenses covered. They were charged with overseeing business operations at the universities, providing a biennial report to the Legislature, and hiring the chief executives of the institutions.

By 1917, a new Board of Administration was created, comprised of the Governor and three members appointed by the Governor. This new Board of Administration took control of seven educational institutions (the five state schools as well as the School for the Deaf and the School for the Blind) as well as the penal, correctional, and charitable institutions of the State. Board members continued to receive a salary of \$3,500 per year and were given the authority to hire one paid secretary. New provisions for the Board also set forth methods for contracting with vendors, drafting policy, setting guidelines for chief executives and business officers of the institutions, and providing purpose and direction for the Board.

Following an episode of unprecedented political meddling in higher education by the Governor and Board of Administration,<sup>1</sup> in 1925 the Legislature again separated control of the state higher education system from the other state institutions and created the first entity equivalent to the modern-day Board of Regents. This was a body of nine citizen members, appointed by the Governor, who served without pay, met on a statutory schedule, and governed the five state institutions of higher education. This act dissolved the Board of Administration.

Just eight years later, responding to sentiment that the Board was not aggressive enough in support of the schools, the 1933 Legislature adopted a resolution directing the Board of Regents to make a “thorough survey” of the five state institutions of higher education. The purpose of this study was to help develop a plan for coordination and unification. The survey covered topics from state funding (\$2.80 per capita in 1932) to the history and purposes of the institutions themselves. The results of this survey helped to spur the 1939 changes to the Board.

In 1939, the Legislature recreated the nine-member Board of Regents as a bi-partisan board, each member of which would serve a staggered four-year term. Also at this time, the Legislature added to the Board’s jurisdiction the State School for the Deaf and the State School for the Blind, as well as Western University and Kansas Vocational School, two Black schools.<sup>2</sup> The Governor was to appoint members to the Board and the Senate would confirm them. Five of the members were appointed from the same party as that receiving the highest votes for Secretary of State, while the remaining four were from the party receiving the second highest votes. This legislation also gave the Board the power to appoint and remove executive heads, deans, professors, teachers, or other employees at the institutions it governed.

The Educational Building Fund, which receives receipts from a 1.0 statewide mill levy on property, was authorized by a constitutional amendment in 1918, but the first levy was not made until 1942. The Educational Building Fund levy has been at least 1.0 mill since 1955.

In 1964, Wichita State University was brought under the Board of Regents, bringing the number of state universities governed by the Board to six.

Kansas voters approved a Constitutional amendment in 1966 to provide for a nine-member Board of Regents and its supervision and control of public institutions of higher education.<sup>3</sup> The Kansas Constitution now requires that members of the Board be appointed by the Governor, confirmed by the Senate, serve four-year, staggered terms of office, and be representative of each congressional district.

The 1974 Session of the Legislature made provision for a payment of \$35 per meeting day stipend for the members of all state boards, including the Board of Regents.

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<sup>1</sup> See The Hectic Birth of the Board of Regents, Fred Ellsworth, University of Kansas Alumni Magazines (January and February, 1964).

<sup>2</sup> Control of the School for the Deaf and School for the Blind was later transferred to the State Department of Education. The two Black schools were closed during the mid-twentieth century.

<sup>3</sup> See The Education Amendment to the Kansas Constitution, Kansas Legislative Council, Publication No. 256 (December 1965).

Just one year later, in 1975, the responsibility for administering student assistance and federal programs was transferred from the State Education Commission to the Board of Regents. Additionally, the Legislature enacted a statute calling for the creation of the Students' Advisory Committee, consisting of the president of each state university's student senate. This committee was established to provide student representation at Board meetings and for consultation with the Regents on policies and issues relating to students.

During 1976, oversight of the Kansas Technical Institute at Salina was transferred from the State Board of Education to the Board of Regents and in 1988 the name of the Technical Institute was changed to the Kansas College of Technology. By 1991, the Kansas College of Technology had merged with Kansas State University and renamed the Kansas State University-Salina, College of Technology.

In 1996, the Legislature introduced the concept of Qualified Admissions, requiring that students seeking admission to the six state universities meet one of three requirements or be admitted as an exception to these requirements.

The next notable change to the Board of Regents occurred in 1999 with the passage of Senate Bill No. 345. This bill recreated the Board of Regents into what it is today, a body that governs the state universities, supervises the community colleges, technical colleges/schools, and Washburn University, and coordinates all postsecondary education in Kansas. Senate Bill 345 also transferred responsibility for adult basic education, GED testing and regulation of private and out-of-state higher education institutions from the Department of Education to the Board of Regents.

The KAN-ED Act, the purpose of which is to provide for a broadband technology-based network to which schools, libraries and hospitals may connect for broadband internet access and intranet access for distance learning, was enacted in 2001, charging the Board with creation of such a network.

By 2008, plans were finalized for the last of the area vocational and area vocational-technical schools to either merge or affiliate with existing public institutions of higher education or seek individual accreditation as a technical college. The resulting Board of Regents system included six state universities, nineteen community colleges, six technical colleges and one municipal university.

In 2009, House Bill 2197 transferred the authority to set Qualified Admission requirements for the six state universities from the Legislature to the Board of Regents.

#### AMENDMENTS TO BOARD POLICY MANUAL TO ADDRESS FEDERAL PROGRAM INTEGRITY RULE REQUIREMENTS FOR STATE COMPLAINT PROCESS

General Counsel Miller presented the proposed amendments to the complaint process in the Board's Policy and Procedures Manual. These amendments will address and meet the requirements of the new federal Program Integrity Rules. Following discussion, Regent Downey-Schmidt moved to approve. Regent Edwards seconded, and the motion carried. The following amendments were adopted:

### **G. GENERAL POLICY**

#### **1. GENERAL POLICY**

- a. The Board of Regents is a policy making and not an administrative body. It is bi-partisan by law and non-political by tradition. Just as the Kansas institutions of higher education should not be subjected to political pressures, so should the Board be protected against political pressures. (4-23-65)

- b. All policies and procedures adopted by any ~~Regents institution~~ state university, whether or not such policy or procedure requires Board approval, shall be in conformity with the policies and procedures of the Board and the laws of Kansas and the United States.

## 2. COMMUNICATIONS WITH THE BOARD

- a. Communications relating to policy and administrative matters are to be directed to the Board from each campus through the Chancellor or President. However, any group may petition the Board in writing through the President and Chief Executive Officer of the Board.
- b. All communications pertaining to institution or Board activities or responsibilities between campus officials and Board members shall be copied to the President and Chief Executive Officer of the Board. (9-18-70)

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## 10. EXTERNAL GRIEVANCE PROCEDURE COMPLAINT PROCESS

- a. Each state university shall establish and enforce explicit procedures to address student grievances and complaints alleging university activity, or a university employee act or omission, that is proscribed by Board or institutional policies. Each state university shall create, maintain, and advertise an office of ombudsman or similar single point of contact to assist students in determining the appropriate university procedure for initiating a particular complaint or grievance.
- b. To address complaints for which there is no other applicable institutional procedure, the chief executive officer of each ~~Regents institution~~ state university shall designate an office at the Vice Chancellor or Vice President level at ~~each institution~~ each campus for the purpose of receiving and evaluating complaints ~~or charges from nonemployees~~ alleging conduct by employees of the ~~institution~~ university that is proscribed by Board or institutional policies.
- b. (1) Upon receipt of a written, formal and signed complaint ~~or charge~~ pursuant to this subsection 10.b., the designated official shall notify the chief executive officer of the ~~institution~~ university and of the Board and the employee(s) ~~charged~~ complained about, and shall investigate the merits of the complaint. If the designated official determines that the complaint has merit, that official shall proceed to resolve it through administrative channels if possible.
- e. (2) If it is impossible for the complaint ~~or charge~~ to be resolved by the designated official through administrative channels, the issue shall be referred to the chief executive officer of the university for presentation to the who shall appoint an appropriate institutional committee ~~for hearing~~ to hear the complaint.
- d. (3) The hearing committee shall forward its recommendation to the chief executive officer of the university for review. The chief executive officer shall accept, reject, or modify the recommendation of the hearing committee and shall inform the Board of the recommendation of the hearing committee along with a statement of the action taken thereon by the chief executive officer.
- e. (4) This procedure shall not negate any other policy ~~or afford additional rights~~ relating to the processing of claims or charges of proscribed conduct which may be made by persons directly involved with or affected by the operation and management of the university. ~~This procedure is applicable only to any individual without current access to an established institutional grievance procedure.~~

- c. If after exhausting all available institutional grievance or complaint processes a student's complaint remains unresolved, the student may make a complaint to the Board office, in writing, by completing and submitting such forms as may be required by the Board.

(1) The Board will not accept the following types of complaints:

(a) Complaints that are submitted anonymously;

(b) complaints related to matters that are the subject of pending or threatened litigation, or that have already been adjudicated by the courts;

(c) complaints that allege wrongful acts by a person or entity other than a state university or employee of a state university acting in their capacity as a university employee;

(d) complaints regarding actions or matters occurring more than 2 years prior to the submission of the complaint; and

(e) complaints concerning a student's grades or examination results.

(2) Upon receiving a written complaint containing all requisite information, the Board office will conduct the following review:

(a) Determine if the state university has a process for addressing the complaint;

(b) determine if the university process was followed;

(c) determine if the university resolution was reasonable.

- d. Complaints alleging violation of laws that another state agency is charged with enforcing may be made directly to that other state or federal agency. Following the process outlined in paragraph c. shall not be considered a requirement for such complaints. Making such a complaint to the Board shall be considered as the complainant's consent to authorize the Board to forward the complaint to the appropriate enforcing entity. (5-15-81)

#### FY 2012 BOARD CHAIR AND VICE CHAIR

Regent Hedges moved to elect Regent Ed McKechnie as Chairman of the Board for FY 2012. With the second of Regent Perkins, the motion carried.

Regent Downey-Schmidt moved to elect Regent Tim Emert as Vice Chairman. Following the second of Regent Lykins, the motion carried.

#### ANNOUNCEMENTS

Regent McKechnie thanked Dr. Michael Lane for his years of serves as President of Emporia State University. He also thanked Regent Boettcher and Regent Hedges for their years of service on the Board of Regents. The terms of both Regents expire this month, but both are eligible for reappointment by the Governor.

**EXECUTIVE SESSION**

At 10:55 a.m., Regent Edwards moved, followed by the second of Regent Lykins, to recess into executive session for 1 hour and 45 minutes starting at 11:05 a.m. in Conference Room B to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Tompkins, and, for a portion of the discussion, President Kirk Schulz. At 12:50 p.m., the meeting returned to open session in Conference Room B. Regent Edwards moved, followed by the second of Regent Emert, to extend the session for 25 minutes. At 1:15 p.m., the meeting returned to open session in Conference Room B.

**ADJOURNMENT**

The Chair-Elect adjourned the meeting at 1:20 p.m. in the Board Room.

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Andy Tompkins, President and CEO

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Ed McKechnie, Chair-Elect

July 19, 2011 Special Board Meeting

**KANSAS BOARD OF REGENTS**  
**MINUTES OF SPECIAL MEETING**  
July 19, 2011

The Kansas Board of Regents met by telephone conference call on Tuesday, July 19, 2011. Chairman Ed McKechnie called the meeting to order at 4:05 p.m. Proper notice was given according to law.

MEMBERS PRESENT: Ed McKechnie, Chairman  
Tim Emert, Vice Chairman  
Jerry Boettcher  
Mildred Edwards  
Dan Lykins

MEMBER ABSENTS: Christine Downey-Schmidt  
Dick Hedges  
Janie Perkins

**TEMPORARY PRIVATE AND OUT-OF-STATE POSTSECONDARY EDUCATIONAL INSTITUTION FEES REGULATION**

Jacqueline Johnson, Director of Private Postsecondary Education, presented the proposed temporary private and out-of-state postsecondary educational institution fees regulation (K.A.R. 88-28-6). The 2011 Legislature amended the statutes dealing with the fee structure that applies to private and out-of-state postsecondary institutions operating in Kansas, and those amendments took effect July 1, 2011. The proposed temporary regulation will allow the Board to charge the fees authorized by the statutes while the Board is in the process of promulgating a permanent regulation. Regent Lykins moved, and Regent Boettcher seconded, that the temporary regulation setting private and out-of-state postsecondary educational institution fees (K.A.R. 88-28-6) be approved. On a roll call vote, the following Regents voted affirmatively to adopt the motion: Regent McKechnie, Chair; Regent Emert, Vice Chair; Regent Boettcher; Regent Edwards; and Regent Lykins. Regent Downey-Schmidt, Regent Perkins, and Regent Hedges were absent and did not vote. The motion carried.

(Temporary Fee Regulation Filed with Official Minutes)

**MEMORANDUM OF AGREEMENT BETWEEN PITTSBURG STATE UNIVERSITY AND THE PITTSBURG STATE UNIVERSITY CHAPTER OF THE KANSAS NATIONAL EDUCATION ASSOCIATION**

Julene Miller, General Counsel, introduced the proposed amendments to the Memorandum of Agreement between Pittsburg State University, the Kansas Board of Regents, and the Pittsburg State University Chapter of the Kansas National Education Association. Regent Lykins move to approve. Following the second of Regent Edwards, the motion carried.

(MOA Filed with Official Minutes)

**POSITION DESCRIPTION FOR THE NEXT PRESIDENT OF EMPORIA STATE UNIVERSITY**

President Tompkins introduced the proposed President Leadership Statement for the Emporia State University's Presidential Search. President Tompkins stated the consultant, Witt-Kieffer, helped the Search Committee to draft the statement. The statement will be used for marketing to locate and attract potential candidates. Candidates will then be reviewed and screened by the Search Committee. In November or December the Search

Committee will forward three to five candidates to the Board for consideration. Regent Emert moved to adopt the Leadership Statement. Regent Lykins seconded, and the motion carried.

(Leadership Statement Filed with Official Minutes)

**DISTRIBUTION OF POSTSECONDARY TIERED TECHNICAL EDUCATION STATE AID AND NON-TIERED COURSE CREDIT HOUR GRANT**

President Tompkins presented the proposed FY 2012 distribution of Postsecondary Tiered Technical Education State Aid and Non-Tiered Course Credit Hour Grant. The Board was not able to take action on this distribution at its June Board meeting because the Board office did not yet have the final total on the amount of funds to be distributed and because there was a possibility that the Court would issue an order telling the Board how to distribute the funds. The Board office now knows that these funds will not be impacted by the additional \$5.9 million reduction and the Court, as of the time of this meeting, has not issued an order. As required by statute, the Board must certify the amounts for distribution of these funds to the Director of Accounts and Reports on or before July 20. Regent Emert moved that the Board direct staff to certify to Accounts and Reports distribution of the FY 2012 Postsecondary Tiered Technical Education State Aid and Non-Tiered Course Credit Hour Grant funds in accordance with the 2011 House Bill No. 2014 provisos. The provisos are mandatory in nature, override the provisions of SB 143 insofar as the FY 2012 distribution of these funds are concerned, and are in accordance with what the Association of Community College Trustees and the Technical College Association recommended to the Board for phasing in the provisions of SB 143 absent appropriation of any ‘new’ money in that they require the Board to distribute FY 2012 funds such that each institution receives the same amount it received for FY 2011 less approximately 1%. Regent Boettcher seconded. Holly Dyer, attorney for Pratt Community College, Cowley County Community College, and Dodge City Community College, noted that the Plaintiffs reserve all their rights pending in the lawsuit. The motion carried.

**ADJOURNMENT**

The Vice Chairman adjourned the meeting at 4:19 p.m.

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Andy Tompkins, President and CEO

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Ed McKechnie, Chair

August 15-17, 2011 Board Retreat

**KANSAS BOARD OF REGENTS ANNUAL RETREAT**  
MINUTES  
August 15-17, 2011

The August 15, 2011, Kansas Board of Regents Annual Retreat was called to order by Chairman Ed McKechnie at 1:26 p.m. The Retreat was held at the T&C Wildlife Lodge, 2461 Arrowhead Road, Arcadia, Kansas. Proper notice was given according to law.

MEMBERS PRESENT: Ed McKechnie, Chairman  
Tim Emert, Vice Chairman  
Christine Downey-Schmidt  
Mildred Edwards  
Fred Logan  
Dan Lykins  
Robba Moran  
Kenny Wilk

MEMBER ABSENT: Janie Perkins

FORESIGHT 2020

President Tompkins reviewed Foresight 2020, the Board's 10-year strategic agenda. The strategic agenda includes the following six goals: 1) Align Systems and Institutions; 2) Increase Participation; 3) Improve Retention and Graduation Rates; 4) Enhance Student Success; 5) Align with Kansas Workforce Needs; and 6) Ensure State University Excellence. The Board discussed the tasks and measures under each of the goals and the timelines for reporting. The Board also discussed how to better align institutional performance agreements with Foresight 2020 and decided to charge the Board's Academic Affairs Standing Committee with reviewing the issue. Additionally, the Board discussed progress on transfer and articulation and what is needed to be done to develop a general evaluation core.

BREAK

The Chairman called for a short break at 3:15 p.m. and resumed the meeting at 3:25 p.m.

BOARD MEETINGS

President Tompkins reviewed the 2011-2012 Board meeting schedule and campus visits. Last year individual Board members each visited two or three two-year college campuses. This year the Board decided on a two-year schedule for the community and technical college visits with each Regent visiting one or two campuses each year. The Board also decided for this year's Board meetings to have the governance agenda items on Wednesday afternoons and the coordinated agenda items on Thursday mornings. Additionally, the Regents discussed how individual Regents can be more active in the legislative process.

Chairman McKechnie announced his appointments to the Board committees and the Board representatives and liaisons. The Chairman proposed forming a Governance Committee that would review the CEO evaluation process, review and update the Board's Policy and Procedure Manual, and look into a Board self evaluation process.

BREAK

The Chairman called for a short break at 4:37 p.m. and resumed the meeting at 4:47 p.m.

**GOVERNANCE**

General Counsel Julene Miller reviewed the CEO evaluation process that was used in 2010-2011. She noted the Board utilized multi-rater surveys to gain views from a variety of constituents in evaluating the six university CEOs as well as the Board's President and CEO. The Board hired an independent consultant to analyze and develop a report on the survey results for university CEOs. Overall the Board found the survey results useful and decided it would be more valuable to conduct this type of survey every three years as opposed to every year. The newly created Governance Committee will continue to examine the CEO evaluation process. General Counsel Miller also updated the Board on the pending litigation and gave a brief refresher on the Open Meetings Act and governmental ethics laws. Additionally, the Board's conflict of interest forms were given to each member for completion. Identified conflicts will be reviewed by the Board at its September meeting.

**RECESS**

Chairman McKechnie recessed the meeting at 6:25 p.m.

**RECONVENE**

Chairman McKechnie reconvened the meeting at 7:55 a.m. on Tuesday, August 16.

MEMBERS PRESENT: Ed McKechnie, Chairman  
Tim Emert, Vice Chairman  
Christine Downey-Schmidt  
Mildred Edwards  
Fred Logan  
Dan Lykins  
Robba Moran  
Kenny Wilk

MEMBER ABSENT: Janie Perkins

**COUNCIL OF RESEARCH OFFICERS**

Regent McKechnie thanked the research officers for attending the Board retreat. This Council is charged with keeping the Board apprised of research activities, helping to administer the Experimental Program to Stimulate Comprehensive Research (EPSCoR), and fulfilling the Foresight 2020 research-related objectives. The research officers discussed the National Cancer Institute designation, the National Bio and Agro-Defense Facility (NBAF), the National Institute for Aviation Research, the Kansas Polymer Research Center, undergraduate research, and EPSCoR. The Regents want to keep working on and improving university research and asked the Council of Research Officers to give an update on EPSCoR at the Board's September meeting.

**BREAK**

The Chairman called for a break at 9:00 a.m. and resumed the meeting at Pittsburg State University's Wilkinson Alumni Center at 10:00 a.m.

**TWO-YEAR COLLEGES**

Regent McKechnie thanked the two-year college representatives for attending. The following presidents represented the community colleges: President Terry Calaway, Johnson County Community College; President Carl Heilman, Barton County Community College; President Clayton Tatro, Fort Scott Community College; and President Duane Dunn, Seward County Community College. Representing the technical colleges were President Clark Coco, North Central Kansas Technical College, and President Greg Goode, Salina Area Technical College. The presidents talked about mission differentiation between community colleges and technical colleges, the service areas for two-year colleges, and streamlining performance agreements. The presidents also noted the importance of collaborating with the Board on legislative initiatives and

communicating with the Legislature as a system. Additionally, the two-year colleges want to continue to work on and strengthen transfer and articulation.

BREAK

The Chairman called for a short break at 11:55 a.m. and resumed the meeting at 12:30 p.m.

TRANSFER AND ARTICULATION

Gary Alexander, Vice President of Academic Affairs, reviewed the work of the Transfer and Articulation Task Force that was created in 2010. That task force completed its work in June, 2011 and presented the Board with recommendations to move transfer and articulation forward. One recommendation was to create a standing Transfer and Articulation Advisory Council, which has now been done. The Council is charged with managing the development of a transfer portal, evaluating the current Board policy on transfer, proposing guidelines for an appeal process, and developing a pathway of core general education courses that fully transfer. The Board's representative on the Council will be Regent Logan. Regent McKechnie stated that transfer and articulation is an ongoing process and will need to be discussed every year. The Board's priorities are implementing the recommendations of the Transfer and Articulation Task Force, having seamless transfer of a set of general education core courses, and developing a unified numbering system of general education core courses for all governed and coordinated institutions. The Board wants the Council to give a progress report on transfer and articulation at its January meeting and any further recommendations at the Board's June 2012 meeting.

(Handout filed with Official Minutes)

BREAK

The Chairman called for a short break at 1:20 p.m. and resumed the meeting at 1:30 p.m.

STATE UNIVERSITIES

Regent McKechnie thanked the state university CEOs for attending. The Board asked each CEO how they are making improvements to become more efficient, ensure excellence, and promote economic development, and what their aspirational goals are for their respective universities.

Fort Hays State University

President Hammond stated that when Fort Hays State University (FHSU) looks at efficiency, it looks at how to reduce the cost of a credit hour. Over the years the university has grown and staff has taken on more tasks which have allowed the university to reduce the cost of a credit hour. Fort Hays is also working on getting the wind operation up and running, which will help reduce electrical costs on campus. In the area of excellence, FHSU is raising money for new buildings and will work to increase the number of students who can participate in the Kansas Academy of Mathematics and Sciences (KAMS). To promote economic development, FHSU is working on improving retention and graduation rates. President Hammond stated that the university's aspirational goals include growing the university to 20,000 students, which will include a mix of on-campus, on-line, and international students, and improving FHSU's national rankings.

Kansas State University

President Schulz presented Kansas State University's (KSU) visionary goal to be recognized as one of the nation's top 50 public research universities by 2025. The university's plan includes seven themes: 1) Research, Scholarly and Creative Activities, and Discovery; 2) Undergraduate Educational Experience; 3) Graduate Scholarly Experience; 4) Engagement, Extension, Outreach and Service; 5) Faculty and Staff; 6) Facilities and Infrastructure; and 7) Athletics. Under each of these themes are specific outcomes and activities. President Schulz stated that each college of the university and each department will also have a plan that will fit into the overall university plan. Additionally, President Schulz noted that KSU is going to revise its campus master plan.

University of Kansas

Chancellor Gray-Little stated the University of Kansas (KU) is identifying ways to make administrative operations more effective and efficient so that resources can be redirected to the university's academic and research missions. She also stated that the University of Kansas Medical Center is sharing resources with Kansas State University through an agreement with the School of Medicine-Salina. In the area of excellence, KU revised its scholarship program to help recruit and retain undergraduates, changed the School of Allied Health's name to School of Health Professions, and will start the Wichita pharmacy program this fall. Some of the areas of economic development include applying for National Cancer Institute (NCI) designation, expanding engineering to meet the industry's call for 60% increase in graduates, and spurring partnerships through KU's IAMI (Institute for Advancing Medical Innovation) with non-profit and pharmaceutical companies to speed development of drugs. The aspirational goals of the university include increasing undergraduate retention rates from 80% to 85% within the next 10 years, bringing KU's average salary to peer average, and working on completion rates.

BREAK

The Chairman called for a short break at 3:15 p.m. and resumed the meeting at 3:26 p.m.

Emporia State University

Interim President Flentje gave a brief campus update on Emporia State University. He spoke about national rankings, preparing students for the workforce, and collaborating with community colleges.

Pittsburg State University

President Scott stated that Pittsburg State University (PSU) is becoming more efficient by maximizing the use of academic space, eliminating low enrollment programs, continuing partnerships with community colleges, and expanding recruitment into Northwest Arkansas. In seeking excellence, PSU is upgrading its academic program review process, expanding online offerings, and providing national leadership for the adoption of a new Higher Learning Commission model for institutional accreditation. In the area of economic development, PSU is aligning new program development with the needs of Kansas, working with employers to create workers with needed skills, and engaging in regional efforts to attract new businesses and industries. President Scott stated that PSU's aspirational goals include establishing a national presence in accreditation by serving as a pioneer institution for the Higher Learning Commission's efforts to redesign institutional accreditation practices, strengthening the Kansas Technology Center by creating the PSU School of Construction, adding polymer chemistry to the academic program offerings, and building on rankings of the College of Business.

Wichita State University

President Beggs stated that Wichita State University is looking at ways to increase financial aid for students and that the university needs to improve its student center. In the area of excellence, WSU has students participating in research, internships and practicum. President Beggs also stated that WSU will work with community and technical colleges to promote economic development. The aspirational goal for WSU is to be actively involved in developing an oral health program.

RECESS

Chairman McKechnie recessed the meeting at 5:30 p.m.

RECONVENE

Chairman McKechnie reconvened the meeting at 8:00 a.m. at the T&C Wildlife Lodge on Wednesday, August 17.

MEMBERS PRESENT:

Ed McKechnie, Chairman  
Tim Emert, Vice Chairman  
Christine Downey-Schmidt

Mildred Edwards  
Fred Logan  
Dan Lykins  
Robba Moran  
Kenny Wilk

MEMBER ABSENT: Janie Perkins

MESSAGE ALIGNMENT

President Schulz reviewed the successes and challenges of the last two legislative sessions. In moving forward the system needs to agree upon a simple, clear and compelling message that has a defined target. It also needs to focus on excellence and job creation.

BREAK

The Chairman called for a short break at 9:00 a.m. and resumed the meeting at 9:13 a.m.

BOARD GOALS

The Board reviewed the upcoming tasks for the Board's Academic Affairs Standing Committee, Fiscal Affairs and Audit Standing Committee, and Governance Committee. The Board also discussed how to improve communication and reviewed the format for the first progress report on Foresight 2020, which will be presented at the January meeting.

GOVERNOR BROWNBACK

Regent McKechnie thanked Governor Brownback for attending the Board retreat. Governor Brownback spoke about the outward migration of Kansas residents, the loss of private sector jobs, and the loss of population. Governor Brownback believes that education can help improve these numbers and suggested that key measurable goals be set for each institution. The Governor would also like to see the state universities move up in the national rankings. Additionally, the Governor and the Regents talked about Foresight 2020, tuition, deferred maintenance, and building a workforce that is work ready.

(Handout filed with Official Minutes)

BREAK

The Chairman called for a short break at 11:45 a.m. and resumed the meeting at 12:50 p.m.

BOARD GOALS

Regent Edwards gave a brief update on the Emporia State University presidential search and each Regent was given the opportunity to share individual goals for the year.

ADJOURNMENT

The Chair adjourned the meeting at 1:30 p.m.

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Andy Tompkins, President and CEO

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Ed McKechnie, Chair

# CONSENT AGENDA

## II. Reports

- A. *Introductions*
- B. *Report from the Chair* Regent McKechnie
- C. *Report from Council of Presidents* Chancellor Gray-Little
- D. *Report from Council of Faculty Senate Presidents* Tom Vontz
- E. *Report from Students' Advisory Committee* Tyler Thompson
- F. *Report from Classified and Support Staff Council* Lesa Reves
- G. *Report from Unclassified Staff Council* Kristine Young

## III. Approval of Consent Agenda

- A. *Academic Affairs* Regent Edwards
  - 1. **Request Approval for a Bachelor of Science in Engineering Technology, General (CIP 15.0000) - WSU** **Gary Alexander, VP, Academic Affairs**

### Summary and Recommendation

*Universities may apply for approval of new academic programs following the guidelines of Appendix G in the Kansas Board of Regents Policies and Procedures Manual. Wichita State University has submitted an application for approval of a Bachelor of Science in Engineering Technology General (CIP 15.0000). The proposing academic unit has responded to all of the requirements of the program approval process. Two institutions have programs utilizing this Classification of Instructional Program (CIP) code. The program will be funded through internal reallocation. Staff concur with the recommendations of the Council of Presidents and Council of Chief Academic officers to approve this request.*

### Background

<u>Criteria</u>	<u>Program Summary</u>
1. Program Identification	<b>CIP 2000 Classification: 15.0000 – Engineering Technology, General.</b> A program that generally prepares individuals to apply basic engineering principles and technical skills in support of engineers engaged in a wide variety of projects. Includes instruction in various engineering support functions for research, production, and operations, and applications to specific engineering specialties (moved from 15.1101).
2. Academic Unit	College of Engineering
3. Program Description	B.S. Engineering Technology with degree options in Renewable Energy Technology, Aircraft Maintenance Technology, Engineering Technology Management and Mechatronics Technology.
4. Demand/ Need for the Program	Often referred to and regarded as the Air Capital of the World, Wichita is the global leader of aerospace manufacturing and design. According to a Milken Institute study, Wichita has the highest concentration of aerospace manufacturing employment and skills in the nation. Aerospace is the engine that generates new wealth and job creation in the local, regional, and state economies. Due to significant growth in defense-related aircraft orders, Wichita’s ranking in the Milken’s Institute 2010 Best-Performing Cities Index, 200 Metropolitan Cities, continues to climb, jumping one-hundred seventeen spots, from 189 <sup>th</sup> in 2006 to 72 <sup>nd</sup> in 2010 ( <a href="http://bestcities.milkeninstitute.org/bestcities2010.taf?rankyear=2010&amp;type=rank200">http://bestcities.milkeninstitute.org/bestcities2010.taf?rankyear=2010&amp;type=rank200</a> ).

	<p>In discussions with local aviation industry representatives, it was voiced that employees who hold an associate’s degree or FAA A/P certificate may desire to advance in their careers but have minimal educational options available in the Wichita metropolitan area to do so. With the absence of advanced technology degree programs, employees and students may refrain from further education, pursue online degree options, transfer to a college outside of Wichita, or pursue degree programs that will not contribute to addressing the skilled workforce shortage.</p> <p>According to the Kansas, Inc. Kansas Aerospace Industry Forecast “Kansas aerospace relies primarily on commercial aviation parts manufacturing, defense aerospace manufacturing, avionics manufacturing, and general aviation manufacturing, as well as a significant number of suppliers to all of the industry sub-sectors. The companies include many familiar names such as Spirit AeroSystems, Boeing Integrated Defense Systems, Garmin International, Honeywell, Raytheon (Hawker Beechcraft), Bombardier-Learjet and Cessna.”</p> <p>For 2008, 27 percent of this workforce was eligible for retirement and over the next five years, 40 percent are eligible (<a href="http://www.sedgwickcounty.org/workforce_development/">http://www.sedgwickcounty.org/workforce_development/</a>). Therefore, in order for Kansas’ aviation industry to remain globally competitive, it is imperative that the community (and WSU) provide a skilled and accessible workforce.</p>
<p>5.Comparative /Locational Advantage</p>	<p>For nearly 90 years, aircraft and aircraft components have been built with Wichita expertise and craftsmanship and offers one of the largest aerospace labor pools and supplier networks in the world. Wichita is also home to an Airbus Engineering Design Center. “In 2005, Wichita companies delivered 55% of all general aviation aircraft built in the United States, and accounted for 44% of global general aviation deliveries. Located in Wichita is some of the most specialized equipment in the world for metal and composite material fabrication. Decades of aircraft production have built a comprehensive network of over 200 precision machine shops, tool &amp; die shops and other aerospace subcontract manufacturers (<a href="http://www.gwedc.org">www.gwedc.org</a>).”</p> <p>“There are more than 40 Boeing-certified gold and silver suppliers within a 200-mile radius. Those leading edge suppliers include Spirit AeroSystems, the world’s largest independent producer of commercial Aircraft Structures and Systems. Wichita firms either directly manufacture, or provide critical components for, over half of all general aviation, commercial and military aircraft. Wichita’s history in aviation has positioned its state and federal elected officials well to protect and advance critical legislation (<a href="http://www.gwedc.org">www.gwedc.org</a>).”</p> <p>Of the 283.4 thousand employed in Wichita, over 31 thousand (11 percent) are employed in the manufacturing or engineering industry (Wichita Business Journal, September 17, 2010, pp. 8, 15, and 17). Kansas’ 10<sup>th</sup> place ranking in <i>Forbes</i> new “Best States for Business” list and the No. 11 ranking in “CNBC’s annual ‘America’s Top States for Business’ report,” makes Wichita a very attractive environment for business development and future job growth (<a href="http://www.KansasCommerce.com">www.KansasCommerce.com</a>).</p> <p>Nationally, the American Society of Engineering Education (ASEE) reported during the Fall 2009, there were 25,349 students enrolled in 92 colleges/universities granting bachelor’s of science degrees in engineering technology. From this number, 11 institutions were ABET-TAC accredited engineering technology B.S.E.T. programs located in the Midwest region that includes Kansas, Missouri, Nebraska, and Illinois; 20 within the South Central region, Arkansas, Louisiana, Oklahoma, and Texas; and four within the West Central region, Colorado and Idaho.</p> <p>Student enrollment at Pittsburg State University and Kansas State University engineering</p>

	<p>technology programs averaged 73.5 students (FTE) for the Fall 2007; this is compared with a national average of 264 students per year (ASEE). Based upon Wichita’s strong aerospace presence and labor force, WSU forecasts enrollment of 75 students per year following the three year program initiation. This will equate to approximately 2,250 credit hours per year.</p> <p>Wichita State University is a relatively small research intensive university. One advantage associated with small organizations is flexibility. This flexibility will help ensure the success of the interdisciplinary approach to the development of course and laboratory materials, team teaching of courses, and administration of the program. Wichita State University’s metropolitan location provides many opportunities to interact with aviation, manufacturing, healthcare, renewable energy, and many other related industries.</p> <p>Student diversity plays a critical role in WSU’s College of Engineering. For example, out of 179 students graduating from WSU’s CoE in 2009, 29 (16 percent) were women and 52 (29 percent) were foreign nationals (Profiles of Engineering and Engineering Technology Colleges, ASEE 2009 Edition). With the CoE’s addition of the Director of Programs to Broaden Participation in Engineering, enrollment of women, foreign students, and non-Caucasian ethnic groups is anticipated to further increase. The ASEE’s Profiles of Engineering and Engineering Technology Colleges, 2009 Edition, reports the total percentage of B.S.E.T. degrees awarded to women in 2009 was 9.4 percent, with an additional 29.5 percent awarded to various non-Caucasian graduates of both genders.</p>
<p>6. Curriculum</p>	<p>The 128 (minimum) hour Bachelor’s of Science in Engineering Technology program will offer students four different degree options from which they could choose:</p> <ul style="list-style-type: none"> <li>• Aircraft Maintenance Technology</li> <li>• Engineering Technology Management</li> <li>• Mechatronics Technology</li> <li>• Renewable Energy Technology</li> </ul> <p>Each option would adhere to the Kansas Board of Regents, WSU, and Accrediting Board for Engineering Technologies – Technology Accreditation Commission (ABET-TAC) criteria.</p>
<p>7. Faculty Profile</p>	<p>Over 80 percent of Wichita State University’s faculty possess a Ph.D. in their field of specialty and have teaching and research capabilities in subjects related to the Engineering Technology curriculum within WSU’s ABET accredited College of Engineering degree programs and the AACSB accredited W. Frank Barton School of Business. In adhering to ABET-TAC criteria, all faculty, adjuncts included, will be expected to have industry experience as well. All graduate students will be expected to have a minimum of a master’s degree, or a bachelor’s degree with a minimum of three years of industry experience.</p> <p>The expertise of faculty from the colleges of Engineering and Business will be synergetic to develop and offer basic and core interdisciplinary courses and technical electives.</p>
<p>8. Student Profile</p>	<p>WSU’s CoE requested disaggregated student profile data on all students for the 2007-8, Academic Year (Summer, Fall, Spring). Students enrolled in Aerospace, <i>Aerostructures Airframe Mechanic/Aircraft Maintenance Technology, Drafting and Design Technology, Electrical Engineering Technology, Machine Shop Technology, Machine Tool Technology, Mechanical Engineering Technology, Mechatronics</i>, and <i>Pre-engineering</i> related programs at Butler Community College, Cowley Community College (CCC), Hutchinson Community College and Wichita Area Technical College (WATC). With the exception of CCC, all schools volunteered to provide the requested information. However, aggregated CCC student profile data was obtained from the National Center for Education Statistics (NCES) web site.</p>

	<p>For the 2007-2008 academic year, approximately 1,108 students were enrolled in one of the aforementioned technology programs; 637 were enrolled full-time with an average age of 27.8 and average GPA of 2.97. Of these, 531 were completers, with 502 graduating from WATC. Due to new program start ups, WATC was unable to provide complete data for students enrolled in Composites, Aerostructures, Airframe Mechanic, and Aircraft Maintenance Technology.</p>
<p>9. Academic Support</p>	<p>“Special courses are offered to assist student in transitioning to the university. These courses focus on the necessary academic and life management skills to be successful in college to prepare for lifelong learning and career development. To maximize their potential for success, all freshmen are encouraged to take the Introduction to the University course which is offered in several colleges. WSU’s research shows students completing this course persist at the rate of 12 percent higher than those who do not take such courses. Graduation rates are also higher for students who enroll in these courses (Undergraduate Catalog, WSU, 2008-09).”</p>
<p>10. Facilities and Equipment</p>	<p>To supplement classroom theory in ergonomics, manufacturing engineering, and computer analysis, the CoE facilities include an Engineering Graphics Lab, Metrology Lab, Cessna Manufacturing Processes Lab, Ergonomics/Human Factors Lab, Composites Manufacturing Lab, Advanced Manufacturing Process Lab, Rapid Prototyping Lab, Virtual Reality Development Lab, and Open Computing Lab.</p> <p>Additionally, in partnership with Wichita Area Technical College, Wichita State University and its National Institute for Aviation Research (NIAR), Sedgwick County completed the building of the National Center for Aviation Training (NCAT) to meet the aviation manufacturing workforce demand for world class training. The Center consists of three buildings: Advanced Manufacturing Technology Center (80,948 sq. ft.), the Aviation Service Center (96,243 sq. ft.) and an Assessment and Administration Center (30,435 sq. ft.) for admissions, student services and employment placement. It is assumed that NCAT will be the main laboratory facility supporting this program and that the current agreement between WSU and Sedgwick County will allow for the use of such facility with no additional cost to WSU CoE.</p>
<p>11. Program Review, Assessment, Accreditation</p>	<p>The Engineering Technology program will abide by the program review, assessment, and accreditation procedures and criteria established by the Higher Learning Commission (HLC), Kansas Board of Regents (KBOR), and the Accreditation Board of Engineering Technology-Technology Accreditation Commission (ABET-TAC), and the other six CoE accredited programs to receive accreditation in the year 2013. This date is one (1) year following the year of the program’s first graduates and it coincides with the next cycle of ABET review for the other six (6) CoE programs.</p>
<p>12. Costs, Financing</p>	<p><b>Equipment</b> Initial Investment: \$155,000</p> <p><b>Personnel</b></p> <ul style="list-style-type: none"> <li>• Director of Engineering Technology and faculty: \$77,500 (includes fringe benefits)</li> <li>• One administrative specialist – will provide administrative support for the Director of Engineering Technology: \$40,000 (includes fringe benefits)</li> <li>• Faculty to be added in the third year: \$77,500 (includes fringe benefits)</li> <li>• Adjunct faculty salaries: \$100,000</li> </ul> <p><b>OOE</b></p> <ul style="list-style-type: none"> <li>• Operating Expenses: \$20,000</li> </ul> <p><b>ABET-TAC Fees</b> Approximately \$9,630, plus an annual maintenance fee of \$475.</p>

**Curriculum of Proposed Program****Proposed Engineering Technology Program in the College of Engineering**

The proposed Engineering Technology program includes various hands-on laboratory classes that focus on current issues in the application of engineering principles, preparing students for practical design and production work, rather than for jobs that require more theoretical and scientific knowledge.

**Main Features of the 128-Minimum-Credit Engineering Technology Undergraduate Program Curriculum**

- 64 transferable credits from a community college or technical school including the following:
  - 6 credits of English Composition
  - 3 credits of Public Speaking
  - 6 credits of Math above Pre-Calculus and Trigonometry
  - 3 credits of Fine Arts
  - 6 credits of Humanities
  - 6 credits of Social/Behavioral Science
  - 3 credits of Natural Science
  - 6 credits of Fine Arts, Humanities, Social/Behavioral Science, or Mathematics and Natural Sciences
  - 18 credits of general elective courses that enable a student to graduate with a broad background in engineering technology with a focus in one of four areas of emphasis: Aircraft Maintenance Technology, Engineering Technology Management, Mechatronics Technology, or Renewable Energy Technology.
- 28 credits of core Engineering Technology courses
- 39 minimum credits of major requirements

A listing of courses in each of the four areas of emphasis follows, and a detailed curriculum by semesters is provided in Table 3. Courses indicated with XXX are new courses.

CURRICULUM OUTLINE  
NEW DEGREE PROPOSALS  
Kansas Board of Regents

- I. Identify the new degree: B.S. Engineering Technology – *Aircraft Maintenance Technology*  
 II. Provide courses required for each student in the major:

	Course Name and Number	Credit Hours
<b>Core Courses:</b>	CS 211 Problem Solving and Programming in C	4
	ENGT XX2 Applied Mechanics: Statics and Dynamics	3
	ENGT 3XX Introduction to Engineering Technology	3
	ENGT 4X1 Senior Project I	3
	ENGT 4X2 Senior Project II	3
	IME 222 Engineering Graphics	3
	IME 254 Engineering Probability and Statistics I	3
	IME 255 Engineering Economy	3
	IME 258 Manufacturing Methods and Materials I	3
<b>Major Requirements:</b>	ENGL 210 Composition: Business, Professional, and Technical Writing	3
	ENGT XX6 Maintenance Regulations and Practices	2
	ENGT XX7 Aircraft Engines	3
	ENGT XX9 Industrial Controls and Instrumentation	3
	ENGT X12 Aerodynamics and Performance	2
	ENGT X13 Introduction to Strength and Mechanics of Materials	3
	ENGT X14 Avionics Systems	3
	ENGT X15 Aircraft Structures and Systems	3
	ENGT X16 Aircraft Damage Analysis and Repair	3
	ENGT X17 Non-Destructive Testing	3
	ENGT X21 Material Applications in Engineering	3
	ENGT X22 Material Applications in Engineering Lab	1
	ENGT X23 Aviation Safety and Security	2
	ENGT X24 Aircraft Fatigue and Fracture Mechanics	3
	ENGT X25 Aircraft Reliability, Maintainability, and Supportability	3
	ENGT X26 Aircraft Propulsion Systems	2
	ENGT 2XX Circuits Technology	4
	PHIL 385 Engineering Ethics	3
	<b>Total</b>	<b>77</b>

CURRICULUM OUTLINE  
NEW DEGREE PROPOSALS  
Kansas Board of Regents

- I. Identify the new degree: B.S. Engineering Technology – *Engineering Technology Management*
- II. Provide courses required for each student in the major:

	Course Name and Number	Credit Hours
<b>Core Courses:</b>	CS 211 Problem Solving and Programming in C	4
	ENGT XX2 Applied Mechanics: Statics and Dynamics	3
	ENGT 3XX Introduction to Engineering Technology	3
	ENGT 4X1 Senior Project I	3
	ENGT 4X2 Senior Project II	3
	IME 222 Engineering Graphics	3
	IME 254 Engineering Probability and Statistics I	3
	IME 255 Engineering Economy	3
	IME 258 Manufacturing Methods and Materials I	3
	<b>Major Requirements:</b>	ACCT 210 Financial Accounting
ACCT 220 Managerial Acctg.		3
BLAW 431 Legal Environment of Business		3
ECON 202 Principles of Microeconomics		3
ENGL 210 Composition: Business, Professional, and Technical Writing		3
ENGR 301 The Engineer as Leader		3
ENGT XX4 Engineering Technology Management		3
ENGT XX5 Analysis of Decision Processes in Technology		3
FIN 340 Financial Management I		3
IB 333 International Business		3
MGMT 360 Management and Organizational Behavior		3
MKT 300 Marketing		3
PHIL 385 Engineering Ethics		3
<b>Total</b>		<b>67</b>

CURRICULUM OUTLINE  
NEW DEGREE PROPOSALS  
Kansas Board of Regents

- I. Identify the new degree: B.S. Engineering Technology – *Mechatronics Technology*
- II. Provide courses required for each student in the major:

	Course Name and Number	Credit Hours
<b>Core Courses:</b>	CS 211 Problem Solving and Programming in C	4
	ENGT XX2 Applied Mechanics: Statics and Dynamics	3
	ENGT 3XX Introduction to Engineering Technology	3
	ENGT 4X1 Senior Project I	3
	ENGT 4X2 Senior Project II	3
	IME 222 Engineering Graphics	3
	IME 254 Engineering Probability and Statistics I	3
	IME 255 Engineering Economy	3
	IME 258 Manufacturing Methods and Materials I	3
<b>Major Requirements:</b>	ECE 194 Introduction to Digital Design	4
	ECE 238 Assembly Language Programming for Engineers	3
	ECE 394 Introduction to Computer Architecture	3
	ENGL 210 Composition: Business, Professional, and Technical Writing	3
	ENGT XX8 Machine Elements	3
	ENGT XX9 Industrial Controls and Instrumentation	3
	ENGT X10 Robotics Technology	3
	ENGT X11 Microcomputer-Based Mechanical Systems	3
	ENGT X13 Introduction to Strength and Mechanics of Materials	3
	ENGT X18 Introduction to Fluids	3
	ENGT 2XX Circuits Technology	4
	ENGT 4XX Electrical Power and Machinery	4
	PHIL 385 Engineering Ethics	3
	<b>Total</b>	<b>70</b>

CURRICULUM OUTLINE  
NEW DEGREE PROPOSALS  
Kansas Board of Regents

- I. Identify the new degree: B.S. Engineering Technology – *Renewable Energy Technology*
- II. Provide courses required for each student in the major:

	Course Name and Number	Credit Hours
<b>Core Courses:</b>	CS 211 Problem Solving and Programming in C	4
	ENGT XX2 Applied Mechanics: Statics and Dynamics	3
	ENGT 3XX Introduction to Engineering Technology	3
	ENGT 4X1 Senior Project I	3
	ENGT 4X2 Senior Project II	3
	IME 222 Engineering Graphics	3
	IME 254 Engineering Probability and Statistics I	3
	IME 255 Engineering Economy	3
	IME 258 Manufacturing Methods and Materials I	3
<b>Major Requirements:</b>	ENGL 210 Composition: Business, Professional, and Technical Writing	3
	ENGT XX1 Renewable/Sustainable Engineering Technology— Project Course	
	ENGT X18 Introduction to Fluids	3
	ENGT X1X Solar Engineering	3
	ENGT X2X Fluid Power Technology	3
	ENGT X3X Renewable Energy Management	3
	ENGT 2XX Circuits Technology	3
	ENGT 4XX Electrical Power and Machinery	4
	ENGT 46X Applied Fluid Mechanics	3
	ENGT 47X Renewable Energy Technology	3
	ENGT 48X Energy, the Environment, and Sustainability	3
	ENGT 49X Sustainable Power Generation	3
	ENGT 50X Sustainable Heating, Ventilating, and Air Conditioning (HVAC)	3
	ME 398 Thermodynamics I	3
	ME 469 Energy Conversion	3
	PHIL 385 Engineering Ethics	3
	<b>Total</b>	<b>77</b>

IMPLEMENTATION YEAR FY 2011/2012

Fiscal Summary for Proposed Academic Programs

Institution: Wichita State University Proposed Program: BS in Engineering Technology

Part I. Anticipated Enrollment	Implementation Year		Year 2		Year 3	
	Full-Time	Part-Time	Full-Time	Part-Time	Full-Time	Part-Time
A. Full-time, Part-time Headcount:	25	10	50	15	75	20
B. Total SCH taken by all students in program	870		1680		2490	
<b>Part II. Program Cost Projection</b>						
A. In <u>implementation</u> year one, list all identifiable General Use costs to the academic unit(s) and how they will be funded. In subsequent years, please include only the additional amount budgeted.						
	Implementation Year		Year 2		Year 3	
<u>Equipment</u>	\$155,000		--		--	
<u>Base Budget</u> Salaries	\$217,500*		--		\$77,500*	
OOE	\$20,000 \$10,105 (ABET)		\$800 \$475 (ABET maintenance)		\$832	
Total	\$402,605		\$1,275		\$78,332	

\*Includes fringe benefits

Funding of the Program will come from internal reallocation, with additional support from Spirit Aerosystems, Boeing, Hawker-Beechcraft, Cessna, and Garmin Industries to fund equipment and faculty salaries for the first three years.

Approved: \_\_\_\_\_

**B. Fiscal Affairs & Audit**

Regent Downey-Schmidt

**1. Approve Architectural Program for the Center for Networked Learning – FHSU****Eric King,  
Director of Facilities**

Fort Hays State University requests approval of the architectural program for the Center for Networked Learning. The proposed project was included in the FY 2013 Capital Improvement requests with a budget of \$9,700,000. The program statement dated August 2011, includes an amended building project budget of \$10,250,000 for construction of the facility. The proposed 35,000 gross square foot facility will house the departments of Informatics, Virtual College and Center for Teaching Excellence and Learning Technologies. These departments are currently located in four separate facilities across campus. Relocation of Informatics office and studio spaces currently housed in Heather Hall will allow for the eventual razing of the 4615 gross square foot Heather Hall. The project will be funded through private gifts and University resources.

**2. Authorize Acceptance of Property and Convey it to Foundation – KSU**

K-State was notified by the District Court of Ottawa County that the estate of Iona Jessamine Young transfers Section 25, Township 10 South, Range 2 West of the 6<sup>th</sup> P.M., Ottawa County, Ks to Kansas State University. The transfer requires that Lyle Perry shall be entitled to continue to lease such real estate on the same terms and conditions as those set forth in the written lease so long as he shall desire to do so. A K-State Foundation employee personally examined the entire tract and a phase I environmental study performed by Allied Environmental Consultants revealed no concerns. This land is a section of good quality pasture land that is situated amongst thousands of acres of other pasture land in eastern Ottawa County. K-State requests Board of Regents approval to accept the property. Additionally, K-State requests authority to convey the property to the Kansas State University Foundation pursuant to K.S.A. 74-3254.

**3. Amend Capital Improvements Plan – KSU**

- Kansas State University requests approval to modify its FY 2011 Capital Improvements Plan. In January, 2011, the Board approved a \$550,000 project to upgrade the John C. Pair Center in Wichita. As envisioned, the project would have updated an existing facility by correcting major ADA deficiencies, replacing the roof and adding 3,000 square feet to expand office, teaching and meeting spaces. Detailed analysis by project architects has resulted in a plan to build a new building next to the existing facility and to use the existing facility for storage and labs. The project cost, originally estimated to be \$550,000, will be \$610,000 and will be paid with private funds and research and extension funds.
- Kansas State University requests approval to modify its FY 2013 Capital Improvements Plan to add a mixed use apartment complex, a convenience store and a snack/sports/coffee lounge to the K-State Salina campus. K-State Salina, home to approximately 1,000 on-campus students has existing capacity for only 20% of the student body. With changing demographics, it is clear that additional housing is needed to accommodate apartment style living and to support married students in their desire to live on campus. The project, currently estimated to cost \$6 million, would include a mixture of 1, 2, 3, and 4 bedroom apartments in appropriate ratios that will provide housing for an additional 80 to 100 students. The convenience store would be designed to provide a selection of personal care and support items for K-State Salina students. The snack/sports/coffee lounge would be designed to provide students a meeting/socializing/gathering location for refreshments and socializing in a manner supportive to enhance campus life. An external consultant will be engaged to work with the campus community in the program development process. This project will be financed by bonds repaid by K-State Salina housing system revenue. All utilities, custodial, routine and maintenance costs will be paid by K-State Salina housing system revenue.

**4. Amend FY 2012 Rehabilitation and Repair Project List – KU**

The University of Kansas requests authorization to amend its FY 2012 Rehabilitation and Repair projects to include the Improvements to the Wahl East Annex Telecommunications Switch Room at the Medical Center.

The current telecommunications switch room is located in a small room on the second floor of the Wahl East Annex which was the former boiler house for KUMC prior to Applegate Energy Center being constructed in the late 1970's. The current switch room has grown in complexity through the years with more equipment being installed. The new equipment takes up less space but generates more heat thus exceeding the cooling capacity the current Heating Ventilation and Air Conditioning (HVAC) unit can produce. This project will add HVAC units that can meet the current cooling requirements and will be powered from campus emergency power to provide cooling should we lose normal power or chilled water production from Applegate.

In addition to correcting HVAC deficiencies, the switch room requires expansion capability for the anticipated growth over the next ten years. This project will provide office space for the appropriate personnel required to manage this system. The project will also provide redundant cooling system in one roof top HVAC unit. This unit will have a chilled water coil and a back DX coil. Both the air handling unit and the DX cooling system will be on campus emergency power. The estimated cost of the project is \$572,000.00 and will be funded with Tuition funds.

**5. Adopt Bond Resolution – Jardine Apartments  
Project – KSU**

**Julene Miller,  
General Counsel**

**Summary and Staff Recommendation**

*Kansas State University requests that the Board of Regents adopt a Resolution authorizing the issuance of KDFFA Revenue Bonds in one or more series in an aggregate amount, when combined with Bonds issued in 2005 and 2007 for other phases of this project, not to exceed \$102,000,000 plus costs and reserves. The purpose of the Bonds is to finance the remaining costs of redeveloping, renovating and equipping Jardine Apartments. The Bonds will be secured and debt serviced with a pledge of revenues derived by the University from the operation of the housing system and a pledge of generally available unencumbered funds of the University.*

*The Resolution further authorizes the Chair and the President and CEO to execute the Resolution, a Pledge of Revenues Agreement and various other documents relating to the security and payment of such Bonds in such form as is approved by the General Counsel to the Board and necessary to accomplish the purposes set forth in the Resolution and the issuance of the Bonds. Finally, the Resolution authorizes the President of the University to pledge generally available unencumbered funds of the University in addition to housing operations revenues. Staff recommends that the Board adopt the Resolution.*

**Background**

The Kansas Development Finance Authority (KDFFA), created by the 1987 Kansas Legislature, K.S.A. 74-8901, *et seq.*, has authority to issue bonds on behalf of the State for projects authorized by the Legislature. K.S.A. Supp. 74-8905(b) provides, in part, that:

The authority may issue bonds for activities and projects of state agencies as requested by the secretary of administration. Research facilities of state educational institutions shall be subject to the provisions of this subsection (b). No bonds may be issued pursuant to this act for any activity or project of a state agency unless the activity or project either has been approved by an appropriation or other act of the legislature or has been approved by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto.

A project to expand and renovate the Jardine Apartments was authorized by the Legislature in Chapter 123, Section 152(g) of the 2004 Kansas Session Laws, and again in Chapter 118, Section 156(b) of the 2011 Kansas Session Laws, the latter of which provides:

In addition to the other purposes for which expenditures may be made by Kansas state university from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2012 or fiscal year 2013 . . . , expenditures shall be made by Kansas state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2012 or for fiscal year 2013, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to redevelop, renovate and equip the Jardine apartments: . . . *Provided, however,* That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$102,000,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for payment of principal and interest on the bonds: *And provided further,* That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further,* That debt service for any such bonds for such

capital improvement project shall be financed by appropriations from the housing system operations fund or any other appropriate special revenue fund or funds of Kansas state university.

Pursuant to these authorizations, KDFA proposes to issue Revenue Bonds in an aggregate principal amount, when combined with Bonds issued in 2005 and 2007 for other phases of this project, not to exceed \$102,000,000, plus all amounts required for costs of issuance, costs of interest on such revenue bonds during the construction of the project and any required reserves for the payment of principal and interest on such revenue bonds, for the purpose of funding the bulk of the project.

Kansas State University has asked the Board of Regents to adopt a Resolution authorizing the issuance of such KDFA Revenue Bonds. The purpose of the Bonds is to finance the costs to redevelop, renovate and equip the Jardine Apartments on the Kansas State University campus. The new Bonds will be used to fund the remainder of the project. The bonds will be secured and debt serviced with a pledge of revenues derived by the University from the operation of its housing system and a pledge of generally available unencumbered funds of the University.

This phase (Phase 2.0, 2.1, 3.0 and 3.1) of the redevelopment and renovation of the Jardine Apartments includes adding three apartment buildings at 25,068 square feet each for a total of 75,204 square feet. The removal of one building that was built in the late 50's is included in this project. These phases of the project will increase the bed count from the current 1,444 to 1,550. The upcoming series is projected to cost 12M and will include the removal of one building (32 beds), and add three apartment buildings (138 bedrooms), associated parking, utilities, grading and fire access.

In conjunction with the issuance of the proposed bonds, it is necessary to authorize the University to pledge generally available unencumbered funds which will, in addition to the housing funds, secure the payment of the revenue bonds. Since KDFA has and will incur expenses in relation to the issuance of the proposed bonds, and subsequent administration of the Resolution and Pledge of Revenues Agreement(s), it will be necessary to execute an Administrative Agreement to provide for reimbursement of those expenses, as well as other documents and certificates necessary to accomplish the purposes set forth in the Resolution and the issuance and delivery of the bonds.

The Board is asked to approve the Resolution (set out in full below) which approves the issuance of the bonds and authorizes the Chair and the President and CEO of the Board to execute the Pledge Agreement and Administrative Agreement in such form as is approved by the General Counsel and to execute any and all other documents and certificates necessary to accomplish the purposes of the Resolution and the issuance of the bonds. Staff recommends approval of the resolution.

Gilmore & Bell, P.C  
08/18/2011

## RESOLUTION

**A RESOLUTION OF THE KANSAS BOARD OF REGENTS APPROVING THE ISSUANCE BY THE KANSAS DEVELOPMENT FINANCE AUTHORITY OF ITS KANSAS DEVELOPMENT FINANCE AUTHORITY REVENUE BONDS (KANSAS BOARD OF REGENTS - KANSAS STATE UNIVERSITY HOUSING SYSTEM, MANHATTAN CAMPUS - JARDINE APARTMENTS PROJECT) TO PROVIDE ALL OR A PORTION OF THE FUNDS NECESSARY TO REDEVELOP, RENOVATE AND EQUIP A PORTION OF THE HOUSING FACILITIES LOCATED ON OR ADJACENT TO THE MANHATTAN, KANSAS CAMPUS OF KANSAS STATE UNIVERSITY; AND**

**AUTHORIZING THE EXECUTION OF A PLEDGE OF REVENUES AGREEMENT AMONG THE KANSAS BOARD OF REGENTS, KANSAS STATE UNIVERSITY AND THE KANSAS DEVELOPMENT FINANCE AUTHORITY THAT CONTAINS CERTAIN COVENANTS AND PROVISIONS WITH RESPECT TO THE PLEDGE OF CERTAIN FUNDS OF THE KANSAS STATE UNIVERSITY THAT WILL PROVIDE FOR THE PAYMENT OF SUCH BONDS.**

---

**WHEREAS**, the Kansas Board of Regents (the "Board") is vested under the Constitution and laws of the State of Kansas with supervision and control over Kansas State University located in the City of Manhattan, Kansas (the "University"), and is authorized under such laws to adopt this Resolution and perform, execute and carry out, or cause to be performed, executed and carried out, the powers, duties and obligations of the Board under this Resolution in connection with the University's housing facilities located on or adjacent to the Manhattan campus of the University (the "Housing System"); and

**WHEREAS**, the Board has heretofore determined that it is advisable to redevelop, renovate and equip the Jardine Apartments, which is a part of the Housing System of the University (the "Project"); and

**WHEREAS**, the Project has been authorized by Chapter 123, Section 152(g) of the 2004 Kansas Session Laws, and confirmed in Chapter 118, Section 156(b) of the 2011 Kansas Session Laws (collectively, the "Act"); and

**WHEREAS**, the Board has adopted a requirement that state universities will fund annual maintenance, repair and rehabilitation from either gifts, existing university resources, student fees or operating revenues of said facilities and the University has a plan to do so for the Project; and

**WHEREAS**, the Act authorizes the Kansas Development Finance Authority (the "Authority"), on behalf of the Board and the University, to issue its revenue bonds in one or more series in an aggregate principal amount of not to exceed an amount that provides not more than \$102,000,000 for the payment of the costs of the Project, plus all amounts required for costs of issuance, costs of interest on such revenue bonds during the construction of the Project and any required reserves for the payment of principal and interest on such revenue bonds (the "Bonds"); and

**WHEREAS**, the Act provides that the debt service for the Bonds shall be financed by appropriations from the Housing System operations fund or any appropriate special revenue funds or funds of the University; and

**WHEREAS**, pursuant to the Act, the Authority, on behalf of the Board and the University, has heretofore issued two series of Bonds, Series 2005A and Series 2007A, which each provided funds to finance a portion of the costs of the Project; and

**WHEREAS**, the Series 2005A and Series 2007A Bonds were secured by a pledge of revenues derived by the University from the operation of the Housing System; and

**WHEREAS**, the University has requested that the remaining amount of Bonds authorized by the Act (the "Project Bonds") be issued by the Authority on behalf of the Board and the University pursuant to K.S.A. 74-8901 *et seq.*; and

**WHEREAS**, the University has advised the Board that the University intends to apply revenues of the Housing System to repayment of the Project Bonds but has requested that the Project Bonds be secured by the pledge of generally available unencumbered funds of the University; and

**WHEREAS**, the Board, upon recommendation of the University, hereby finds and determines that the Project Bonds be issued by the Authority on behalf of the Board and be secured by the pledge of generally available unencumbered funds of the University; and

**WHEREAS**, prior to the issuance of the Project Bonds, the Authority will receive from the Secretary of Administration a request to issue revenue bonds for the purpose of financing additional costs the Project and paying related costs and reserves on behalf of the Board and the University; and

**WHEREAS**, in conjunction with the issuance of the Project Bonds, it is necessary to authorize the execution of a Pledge of Revenues Agreement among the Board, the University and the Authority (the "Pledge Agreement"), which contains certain covenants and provisions with respect to the pledge of generally available unencumbered funds of the University, which will secure and provide for the payment of the Project Bonds; and

**WHEREAS**, it is recognized that the Authority has and will incur additional expenses in relation to the issuance of the Project Bonds and subsequent administration and enforcement of the Pledge Agreement; and the Board and the University desire to reimburse the Authority for said additional expenses through the execution of an Administrative Service Fee Agreement (the "Administrative Agreement").

**NOW THEREFORE, BE IT RESOLVED BY THE KANSAS BOARD OF REGENTS, AS FOLLOWS:**

**SECTION 1.** The Board hereby approves the issuance of the Project Bonds by the Authority on behalf of the Board and the University, in one or more series to finance all or a portion of the remaining costs of the Project in an aggregate principal amount not in excess of the limitations described in the Act. The Project Bonds shall be issued substantially in the form and with the repayment terms and provisions contained in the information presented to the Board on this date by the Authority and the University, all as may be approved by the Chair or his/her designate and the General Counsel to the Board.

**SECTION 2.** The Board hereby authorizes and instructs the Chair and President and CEO of the Board to execute on behalf of the Board the Pledge Agreement, the Administrative Agreement and such other documents and certificates necessary to accomplish the purposes set forth in this Resolution and the issuance of the Project Bonds, in such forms as are approved by the General Counsel to the Board. The Board further authorizes the President of the University to execute on behalf of the University the Pledge Agreement, the Administrative Agreement and such other documents and certificates necessary to accomplish the purposes set forth in this Resolution and the issuance of the Project Bonds, in such forms as are approved by the General Counsel to the University.

**SECTION 3.** This Resolution shall be in full force and effect from and after its adoption.

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**CERTIFICATE**

We, the undersigned Chair and President and CEO of the Kansas Board of Regents (the "Board"), hereby certify that the foregoing Resolution was lawfully adopted by the Board at its meeting held on September 21, 2011.

**KANSAS BOARD OF REGENTS**

(SEAL)

By \_\_\_\_\_  
Ed McKechnie, Chair

**ATTEST:**

By \_\_\_\_\_  
Andy Tompkins, President and CEO

## 6. Adopt Bond Resolution – Landfill Project – KSU

### Summary and Staff Recommendation

*Kansas State University requests that the Board of Regents adopt a Resolution authorizing the issuance of KDFFA Revenue Bonds in one or more series in an aggregate amount not to exceed \$3,700,000 plus costs and reserves. The purpose of the Bonds is to finance the costs of a capital improvement project to remove the old chemical waste landfill. The Bonds will be secured and debt serviced with a pledge of revenues derived by the University from generally available unencumbered funds of the University, including funds derived pursuant to K.S.A. 19-5001 et seq.*

*The Resolution further authorizes the Chair and the President and CEO to execute the Resolution, a Pledge of Revenues Agreement and various other documents relating to the security and payment of such Bonds in such form as is approved by the General Counsel to the Board and necessary to accomplish the purposes set forth in the Resolution and the issuance of the Bonds. Finally, the Resolution authorizes the President of the University to pledge generally available unencumbered funds of the University in addition to housing operations revenues. Staff recommends that the Board adopt the Resolution.*

### Background

The Kansas Development Finance Authority (KDFFA), created by the 1987 Kansas Legislature, K.S.A. 74-8901, et seq., has authority to issue bonds on behalf of the State for projects authorized by the Legislature. K.S.A. Supp. 74-8905(b) provides, in part, that:

The authority may issue bonds for activities and projects of state agencies as requested by the secretary of administration. Research facilities of state educational institutions shall be subject to the provisions of this subsection (b). No bonds may be issued pursuant to this act for any activity or project of a state agency unless the activity or project either has been approved by an appropriation or other act of the legislature or has been approved by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto.

A project to remove the old chemical waste landfill was authorized by the Legislature in Chapter 118, Section 156(f) of the 2011 Kansas Session Laws, which provides:

In addition to the other purposes for which expenditures may be made by Kansas state university from the moneys appropriated from any special revenue fund for fiscal year 2012 or fiscal year 2013 . . . , expenditures shall be made by Kansas state university from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2012 or for fiscal year 2013, to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to remove the old chemical waste landfill: . . . *Provided, however,* That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$3,700,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project, credit enhancement costs and any required reserves for payment of principal and interest on the bonds: *And provided further,* That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further,* That debt service for any such bonds for such capital improvement projects shall be financed by appropriations from any appropriate special revenue fund or funds, including, but not limited to, moneys deposited in such fund or funds from amounts derived pursuant to K.S.A. 19-5001 et seq., and amendments thereto.

Pursuant to these authorizations, KDFA proposes to issue Revenue Bonds in an aggregate principal amount not to exceed \$3,700,000, plus all amounts required for costs of issuance, costs of interest on such revenue bonds during the construction of the project, costs of credit enhancement and any required reserves for the payment of principal and interest on such revenue bonds, for the purpose of funding the bulk of the project.

Kansas State University has asked the Board of Regents to adopt a Resolution authorizing the issuance of such KDFA Revenue Bonds. The purpose of the Bonds is to finance the costs to remove the old chemical waste landfill Kansas State University/Kansas Board of Regents property. The bonds will be secured and debt serviced with a pledge of generally available unencumbered funds of the University.

#### **Removal of the Old Chemical Waste Landfill (OCWLF)**

Disposal of hazardous chemical waste or low level radioactive waste occurred at the site from the mid 1960s until 1984 consistent with regulations that were in effect at the time. K-State requested to close the landfill to further chemical waste disposal in 1984 and official closure was granted by the KDHE Bureau of Waste Management (BWM) in 1986. K-State has been actively investigating and monitoring the OCWLF for chemical contamination of groundwater under consent agreement since 1990. Long-term groundwater monitoring indicates that the OCWLF is releasing hazardous materials to the uppermost aquifer. Investigations have shown that the contamination flows with the groundwater from the landfill towards the east and northeast outside the fenced enclosure that secures the landfill. Though none of the contamination has moved from K-State property, the waste is not stable under *Title 10 CFR 61* and closure of the disposal area in a leaking condition is not acceptable under current regulations. Because annual costs to monitor the site now exceed \$300,000 per year and are expected to continue escalating, and because the KDHE and EPA required permanent resolution, K-State engaged a subject-matter expert to work with the KDHE and EPA to develop a plan to remove the landfill – the only permanent solution. That plan, a Corrective Measures Study (CMS), was submitted to the KDHE on June 22, 2010. The project consists of two stages. The first stage is to build an interceptor trench and temporary treatment facility. This first stage will be completed this year and is expected to cost \$300,000. The final stage is to remove the landfill and will be completed between November 2011 and May 2012 and is expected to cost \$3.7 million. Project costs will be paid from a combination of Sponsored Research Overhead funds and bond funds.

In conjunction with the issuance of the proposed bonds, it is necessary to authorize the University to pledge generally available unencumbered funds which will secure the payment of the revenue bonds. Since KDFA has and will incur expenses in relation to the issuance of the proposed bonds, and subsequent administration of the Resolution and Pledge of Revenues Agreement(s), it will be necessary to execute an Administrative Agreement to provide for reimbursement of those expenses, as well as other documents and certificates necessary to accomplish the purposes set forth in the Resolution and the issuance and delivery of the bonds.

The Board is asked to approve the Resolution (set out in full below) which approves the issuance of the bonds and authorizes the Chair and the President and CEO of the Board to execute the Pledge Agreement and Administrative Agreement in such form as is approved by the General Counsel and to execute any and all other documents and certificates necessary to accomplish the purposes of the Resolution and the issuance of the bonds. Staff recommends approval of the resolution.

**RESOLUTION**

**A RESOLUTION OF THE KANSAS BOARD OF REGENTS APPROVING THE ISSUANCE BY THE KANSAS DEVELOPMENT FINANCE AUTHORITY OF ITS KANSAS DEVELOPMENT FINANCE AUTHORITY REVENUE BONDS (KANSAS STATE UNIVERSITY – CHEMICAL WASTE REMEDIATION PROJECT) TO PROVIDE ALL OR A PORTION OF THE FUNDS NECESSARY TO REMEDIATE THE CHEMICAL WASTE LANDFILL ON OR ADJACENT TO THE MANHATTAN, KANSAS CAMPUS OF KANSAS STATE UNIVERSITY; AND AUTHORIZING THE EXECUTION OF A PLEDGE OF REVENUES AGREEMENT AMONG THE KANSAS BOARD OF REGENTS, KANSAS STATE UNIVERSITY AND THE KANSAS DEVELOPMENT FINANCE AUTHORITY THAT CONTAINS CERTAIN COVENANTS AND PROVISIONS WITH RESPECT TO THE PLEDGE OF CERTAIN FUNDS OF KANSAS STATE UNIVERSITY THAT WILL PROVIDE FOR THE PAYMENT OF SUCH BONDS.**

---

**WHEREAS**, the Kansas Board of Regents (the "Board") is vested under the Constitution and laws of the State of Kansas with supervision and control over Kansas State University (the "University"), and is authorized under such laws to adopt this Resolution and perform, execute and carry out, or cause to be performed, executed and carried out, the powers, duties and obligations of the Board under this Resolution in connection with chemical waste landfill located on or adjacent to the Manhattan, Kansas campus of the University (the "Chemical Waste Landfill"); and

**WHEREAS**, the Board has heretofore determined that it is advisable to remediate the Chemical Waste Landfill (the "Project"); and

**WHEREAS**, the Project has been authorized by Chapter 118, Section 156(f) of the 2011 Kansas Session Laws (the "Act"); and

**WHEREAS**, the Board has adopted a requirement that state universities will fund annual maintenance, repair and rehabilitation from either gifts, existing university resources, student fees or operating revenues of said facilities and the University has a plan to do so for the Project; and

**WHEREAS**, the Act authorizes the Kansas Development Finance Authority (the "Authority"), on behalf of the Board and the University, to issue its revenue bonds in one or more series in an aggregate principal amount of not to exceed an amount that provides not more than \$3,700,000 for the payment of the costs of the Project, plus all amounts required for costs of issuance, costs of interest on such revenue bonds during the construction of the Project and any required reserves for the payment of principal and interest on such revenue bonds (the "Project Bonds"); and

**WHEREAS**, the Act provides that the debt service for the Project Bonds shall be financed by appropriations from any appropriate special revenue fund or funds, including, but not limited to, moneys deposited in such fund or funds from accounts derived pursuant to K.S.A. 19-5001 *et seq.*, and amendments thereto; and

**WHEREAS**, the Board, upon recommendation of the University, hereby finds and determines that the debt service on the Project Bonds be secured by the pledge of generally available unencumbered funds of the University; and

**WHEREAS**, the Board hereby finds and determines that it is advisable that the Project Bonds be issued by the Authority on behalf of the Board and the University pursuant to K.S.A. 74-8901 *et seq.* for the purpose of financing the Project and related costs as hereinbefore set forth; and

**WHEREAS**, prior to the issuance of the Project Bonds, the Authority will receive from the Secretary of Administration a request to issue revenue bonds for the purpose of financing the Project and paying related costs and reserves on behalf of the Board and the University; and

**WHEREAS**, in conjunction with the issuance of the Project Bonds, it is necessary to authorize the execution of a Pledge of Revenues Agreement among the Board, the University and the Authority (the "Pledge Agreement"), which contains certain covenants and provisions with respect to the pledge of generally available unencumbered funds of the University, which will secure and provide for the payment of the Project Bonds; and

**WHEREAS**, it is recognized that the Authority has and will incur additional expenses in relation to the issuance of the Project Bonds and subsequent administration and enforcement of the Pledge Agreement; and the Board and the University desire to reimburse the Authority for said additional expenses through the execution of an Administrative Service Fee Agreement (the "Administrative Agreement").

**NOW THEREFORE, BE IT RESOLVED BY THE KANSAS BOARD OF REGENTS, AS FOLLOWS:**

**SECTION 1.** The Board hereby approves the issuance of the Project Bonds by the Authority on behalf of the Board and the University, in one or more series to finance all or a portion of the costs of the Project in an aggregate principal amount not in excess of the limitations described in the Act. The Project Bonds shall be issued substantially in the form and with the repayment terms and provisions contained in the information presented to the Board on this date by the Authority and the University, all as may be approved by the Chair or his/her designate and the General Counsel to the Board.

**SECTION 2.** The Board hereby authorizes and instructs the Chair and President and CEO of the Board to execute on behalf of the Board the Pledge Agreement, the Administrative Agreement and such other documents and certificates necessary to accomplish the purposes set forth in this Resolution and the issuance of the Project Bonds, in such forms as are approved by the General Counsel to the Board. The Board further authorizes the President of the University to execute on behalf of the University the Pledge Agreement, the Administrative Agreement and such other documents and certificates necessary to accomplish the purposes set forth in this Resolution and the issuance of the Project Bonds, in such forms as are approved by the General Counsel to the University.

**SECTION 3.** This Resolution shall be in full force and effect from and after its adoption.

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**CERTIFICATE**

We, the undersigned Chair and President and CEO of the Kansas Board of Regents (the "Board"), hereby certify that the foregoing Resolution was lawfully adopted by the Board at its meeting held on September 21, 2011.

**KANSAS BOARD OF REGENTS**

(SEAL)

By \_\_\_\_\_  
Ed McKechnie, Chair

**ATTEST:**

By \_\_\_\_\_  
Andy Tompkins, President and CEO

**7. Approve Memorandum of Agreement with  
FHSU/AAUP – FHSU**

**Theresa Schwartz,  
Associate General Counsel**

**Summary and Staff Recommendation**

*Fort Hays State University (FHSU) requests that the Kansas Board of Regents (KBOR) approve and execute amendments to the negotiated contract between FHSU and the FHSU Chapter of the American Association of University Professors (FHSU-AAUP). The current Memorandum of Agreement (MOA) was approved as a new agreement in September 2010. The amendments now being presented concern salary and benefit matters and have been negotiated in accordance with applicable Public Employer-Employee Relations Act procedures. KBOR legal staff have reviewed the proposed amendments to the agreement for compliance with Board policies and applicable laws, and recommend approval of the amendments.*

**Background**

The Public Employer-Employee Relations Act (PEERA) (pursuant to which State agencies are required to meet and confer with their employees' recognized bargaining units over terms and conditions of employment) first took effect in 1972. In 1983, the Kansas Supreme Court held that, for purposes of PEERA, KBOR is the employer of university faculty as well as the appropriate governing body, and therefore "must approve any proposed agreement in order to make it binding and effective."<sup>4</sup> Thus, in accordance with that Act, and for many years, the Kansas Board of Regents (KBOR) has performed the role of approving agreements that have been negotiated between the University and the certified faculty representative through the meet and confer process.

Fort Hays State University (FHSU) and Fort Hays State University Chapter of the American Association of University Professors (FHSU-AAUP) have met and conferred, and have now agreed to amendments to the three year Memorandum of Agreement (MOA or Agreement) that was approved by the Board in 2010 (the agreement covers the time period of July 1, 2010 to June 30, 2013). The following paragraphs describe the more substantive amendments to the MOA.

**Summary of 2011 Amendments to Agreement**

- FHSU-AAUP and University Administration agree that the salary (merit) raise for FY 2012 will be based on a 1% merit increase index. For unit members in their first year of service, there is no merit eligibility. For unit members with two years of service, their merit eligibility is one times the merit index assigned by their supervisor. For unit members with three or more years of service, the merit eligibility is two times the merit index assigned by the supervisor. The total amount available in the merit pool is approximately \$250,000, which represents a 2% increase.
- FHSU-AAUP and university administration agree that \$1,000 will be added to each member's base salary as a health care adjustment. This will result in an approximate total expenditure of \$240,000 and constitutes a 1.93% increase.
- FHSU-AAUP and university administration agree that funds will be provided for individual increases to alleviate effects of salary compression, or in cases where equity would be served by an adjustment. The approximate amount of these adjustments is \$48,000 which represents an approximate .38% increase.

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<sup>4</sup> *Kansas Board of Regents and Pittsburg State University v. Pittsburg State University Chapter of KNEA and PEERB*, 233 Kan. 801, 812 (1983).

- FHSU-AAUP and university administration agree that the University will fund tenure and promotion stipends, and amounts previously contracted for degree completion. The approximate cost of these items is \$64,000, which represents an approximate .47% increase.

All of these adjustments and increases total approximately \$600,000, which represents an approximate 4.7% total increase.

**Conclusion and Recommendation**

Fort Hays State University requests that the Board approve and execute the amendments to the Memorandum of Agreement, the provisions of which have been agreed to by FHSU and FHSU-AAUP through meet and confer processes. Staff has reviewed the amendments, determined their consistency with applicable laws and Board Policy. Staff therefore recommends that the Board approve the amendments and authorize the Chair to execute the agreed amendments on behalf of the Board.

# DISCUSSION AGENDA

## IV. Consideration of Discussion Agenda

### A. Other Matters

#### 1. Receive Update on Emporia State University Presidential Search

Deryl Wynn

#### **Background**

*Deryl Wynn, chair of the Emporia State Presidential Search Committee, asked to provide you an update on the work of the Search Committee. For those who do not know, Mr. Wynn is an attorney in Kansas City, Kansas, was a graduate of Emporia State University, and has received the Distinguished Alumni Award. He has provided excellent leadership to the Search Committee and the consultants from Witt/Kieffer. Already, he has contributed countless hours to the process and personally visited with faculty, staff, community, and alumni to listen to their hopes for a new leader and to assure them of the commitment of the Search Committee to recommend to the Board of Regents a slate of outstanding candidates for consideration as the next President of Emporia State University.*

B. Academic Affairs

1. Receive Report on EPSCoR

Regent Edwards

**David McDonald,**  
Associate Provost, Research WSU

**Summary and Staff Recommendation**

*KBOR members met with the Council of Chief Research Officers (COCRO) as part of its annual retreat in August. One outcome of that meeting was a request by Board members that the Council of Chief Research Officers report on the status of the Experimental Program to Stimulate Competitive Research (EPSCoR), which is now under the authority of the Kansas Board of Regents. Dr. David McDonald, Associate Provost for Research and Dean of the Graduate School at Wichita State University, is presenting the report on behalf of COCRO.*

**Background**

The Experimental Program to Stimulate Competitive Research (EPSCoR) is designed to encourage university partnerships with industry, and stimulate sustainable science and technology infrastructure improvements in states that historically have received a disproportionately low per capita average of federal research dollars. The intent is to improve the ability of the state's universities to compete for federal and private sector research and development funding. The program requires a state match for any federal funds received.

Kansas is eligible to participate in competitions at the Department of Energy, Department of Defense, Environmental Protection Agency, National Aeronautics and Science Administration, National Science Foundation, and the National Institution of Health.

**Presentation**

Dr. David McDonald, Associate Provost for Research and Dean of the Graduate School at Wichita State University, is presenting the report on behalf of COCRO. The presentation focuses on the underfunding of the state's EPSCoR matching fund, which is now administered by KBOR. This underfunding arose gradually over the years as the resources of the Kansas Technology Enterprise Corporation (KTEC) were progressively diminished. The current situation is one in which the remaining state funds are insufficient to provide the required matching dollars for all competitive grants submitted by researchers at state universities. This effectively leaves federal funds on the table that could be brought to the state to build and sustain more active university research programs.

**2. Receive Update on Proposed Qualified Admissions Regulations**      **Gary Alexander,  
VP, Academic Affairs**

**Summary and Recommendations**

At its June 2011 Board meeting, the Board approved new and amended permanent state university qualified admissions regulations and also directed staff to begin the process to further amend the regulations. The amendments were to address the changes suggested by the public and state universities during the open comment period that staff was unable to incorporate at that time. The proposed changes are described below. Staff recommends their approval.

**Background**

At the June 2011 Board meeting, the Board approved new and amended permanent state university qualified admissions regulations. During the open public comment period held before the regulations were presented to the Board for action, staff incorporated a number of suggestions received from the public and state universities that did not materially differ in subject matter or effect from the regulations as originally proposed. The comments that contained substantive changes could not be included without initiating a new rule making process. The Board directed staff to begin the process to amend the regulations again and limit the scope of the amendments to the changes suggested by the public and state universities during the open comment period.

**Proposed Amendments to Qualified Admissions Regulations**

On July 25, 2011, staff met with state university provosts and admissions officers to review and clarify the changes suggested during the open public comment period. Based on that meeting, the following amendments to the qualified admissions regulations are recommended by Board staff:

*Substantive Changes:*

- Create a new admissions category for resident students over the age of 21 who have a high school diploma from a non-accredited school. Implement immediately.
- Create a new admission's category for nonresident students under the age of 21 with requisite GED scores. Implement immediately.
- Modify the social science requirements for the precollege curriculum to three generic units, instead of the current requirements which are Kansas-specific. Implement change for this year's high school freshmen.
- Create a pathway for high school students who graduated from a Kansas high school, but did not attend all four years at a Kansas high school, to complete the precollege curriculum instead of being admitted through the exception window. Implement in 2015.
- Allow resident applicants who have precollege curriculum deficiencies upon high school graduation to rectify those deficiencies by completing college courses before admission. Implement in 2015.
- Designate the college prep curriculum of a nonresident applicant's home state as equivalent to the precollege curriculum as long as it is not less rigorous. Implement in 2015.
- Designate that meeting all four ACT college readiness benchmarks is equivalent to the precollege curriculum for nonresidents. Implement in 2015.

*Clarifying Changes:*

- Change the language that references a specific GED score and refer the reader to the definitions, which details the prescribed minimum scores for admission. Implement immediately.
- Rewrite regulations that describe how admission officers are to determine compliance with precollege curriculum standards to clarify that if the high school has determined the curriculum has been taken, has calculated the GPA earned, and has so noted on the official transcript, that the admission officer would not also need to do so. Implement immediately.
- Rewrite regulations that describe how admissions officers are to calculate grades in college credit courses for inclusion in the precollege curriculum grade point average to clarify those regulations do not provide a formula for converting college credit courses to high school units for the purpose of meeting precollege curriculum requirements. Implement immediately.

*The following requested changes were received within the Board's established timeframe, but not incorporated into staffs' recommended amendments for reasons listed below.*

- State universities requested to standardize the language regarding class rank and make it uniform for all regulations. Institutions rescinded the request after staff indicated that the standardization would result in less flexibility for them.
- State universities requested that the Board require high schools to calculate the precollege curriculum GPA, to designate completion of the precollege curriculum on the high school transcript, and to designate on the transcript the student is on track to complete the precollege curriculum. The Board lacks statutory authority to do so. However, staff is working with KSDE to get this accomplished.
- State universities requested that the Board designate the four ACT college readiness benchmarks as equivalent to the precollege curriculum for residents. The curriculum is the preferred criterion for residents.
- State universities requested that the Board allow institutions to establish a more generic, but still rigorous, precollege curriculum for admissions purposes for nonresidents. Staff does not consider this necessary since the functional equivalent regulations were rewritten.
- State universities requested that the Board implement the proposed changes in functional equivalents and the curriculum as soon as possible, for both residents and nonresidents. This was done for the curriculum since it will have the most impact, but not the functional equivalents since the impact is less.
- State universities requested that the Board add language to specifically state that institutions have the flexibility to determine what is less rigorous and/or equivalent to the precollege curriculum for nonresidents. Staff does not consider this necessary since the functional equivalent regulations were rewritten.

*Identifying Precollege Curriculum with GPA calculation on the High School Transcript*

At the July 25, 2011, meeting, state universities expressed concern about the time involved in identifying and calculating the GPA for precollege curriculum courses. KBOR and KSDE staffs are in ongoing meetings about posting the completion of the precollege curriculum and GPA on the high school transcript. Board staff has provided KSDE with a list approved precollege curriculum courses, which they have entered into their system.

From there, the high schools may designate on the transcript that the student meets the precollege curriculum and calculate the GPA. The other option is to have the vendor do it.

There was a request to encourage high schools to indicate on transcripts ordered prior to completion of high school that the student is on track to meet the Kansas precollege curriculum. However, KU indicated that the national movement is for applicants to enter the high school courses they have taken, final grades in those courses, and courses in progress as part of the application. Institutions then make temporary admission decisions and award scholarships based on this information. KU will adopt this system and indicated they would provide other schools information about it.

*Next Steps*

The proposed changes were sent to homeschool representatives, the state university provosts and admissions officers for review. If the Board approves of the proposed amendments listed above, staff will begin the process of seeking Department of Administration and Attorney General approval, and bring the final version of the regulations to the Board for adoption after the public hearing, which will likely be in December.

### 3. Receive Report on Evaluation of Faculty and Unclassified Staff at Kansas Public Universities

Gary Alexander,  
VP, Academic Affairs

#### Background

*As requested by Regent McKechnie, this document provides information regarding current practice at Kansas' six public universities for the evaluation of faculty and unclassified staff. It is based on a review of policies on individual university web sites and consultation with the chief academic officers of the six institutions.*

*This document includes three appendices: (1) Appendix One includes KBOR policies on Evaluation of Faculty and on Tenure; (2) Appendix Two provides selected examples taken from each institution's policies on evaluation of faculty and unclassified staff; and (3) Appendix Three provides web links to those institutional policies.*

#### KBOR Policy on the Evaluation of Faculty for Merit Increases

The Board *Policies and Procedures Manual* includes a requirement that faculty merit increases be based “on the annual evaluation of their performance as it relates to the mission of the institution, college/school and department.” The University CEO’s are accountable for developing and implementing evaluation systems in accordance with guidelines specified by the board. A copy of the Board’s policy is included in Appendix One.

Board policy requires that “faculty evaluation criteria, procedures and instruments shall be developed through faculty participation in each department, college or division....” The guidelines should be:

- sufficiently flexible to meet unit objectives;
- sensitive to the multi-year nature of faculty work;
- approved by the university’s chief academic officer; and
- compatible with contemporary literature on faculty evaluation.

In addition, each university is required to provide a norm-referenced and research-based instrument for obtaining student evaluations of faculty instruction.

The evaluation is to be discussed with the individual being evaluated, who must be given the opportunity to respond to information and judgments included in the evaluation. Each university is further required to have in place a procedure whereby faculty who disagree with their evaluation may appeal. Finally, each university is to provide a process for training departmental chairpersons in administering faculty evaluation, as well as linking outcomes of faculty evaluation to concrete actions, e.g., renewal and development, reassignment, or other personnel actions.

#### Institutional Implementation of KBOR Policy on Faculty Evaluation for Merit Increases

A review of policies at each institution indicates that all public universities have policies and procedures in place for evaluating faculty for annual merit pay. While adapted to the individual university, they are consistent with the board’s policy requirements. Appendix Two includes selected examples of the policies and procedures in place at the six public universities.

These policies include the core components of Board policy, including provision for student evaluation of faculty in appropriate courses. They generally require that department chairs take responsibility for the evaluation, which is based on criteria developed by departmental faculty and designed to be consistent with KBOR policy.

**Evaluation of Tenure and Tenure-Track Faculty**

Consistent with its nature and mission, each institution has policies, procedures and criteria in place to evaluate tenure and tenure-track faculty. These policies are based on the tenure policy approved by the Kansas Board of Regents (Appendix One). University policies explicitly recognize that annual merit evaluation is distinct from the various stages of review leading to a decision regarding tenure for an individual faculty member.

Finally, each university has in place procedures to deal with faculty who are defined as chronic low performers, i.e., those who fall below a minimum level of performance established by individual departments.

**Evaluation of Unclassified Staff/Administration**

Universities also have policies, procedures and criteria in place for review of unclassified staff. In general, these reviews are required annually and include such things as:

- A job description and agreed upon duties to serve as basis for the review
- Communication between supervisor and employee regarding job description and work expectations

All institutions have procedures in place to ensure that administrators are evaluated on a regular basis. Administrators, including faculty placed in administrative positions, are evaluated in various ways, depending on the position and institution.

**Grievance**

The Board's grievance policy is as follows:

Each Regents institution shall establish and publish grievance procedures for use by faculty and staff in appealing employment decisions of the institution. The procedures shall provide the employee with notice of the action to be taken, the reasons for the action where appropriate, and an opportunity to be heard. A copy of all institutional grievance procedures shall be provided to the General Counsel of the Board for approval prior to becoming effective (II.10.c, *KBOR Policy and Procedures Manual*).

Procedures are in place at each institution to enable employees who disagree with an evaluation to appeal through appropriate institutional channels. As with tenure and tenure-track faculty, grievance procedures have been established that are consistent with Board policy.

**Conclusion**

As noted above, the six public universities all have extensive policies and procedures for the evaluation of faculty and unclassified staff. The standard practice across all universities is an annual evaluation by faculty and unclassified staff supervisors.

## Appendix One

### KBOR Policies on Evaluation of Faculty and Tenure

#### Chapter II.F.12. Evaluation of Faculty, *KBOR Policy and Procedures Manual*

It is the policy of the Kansas Board of Regents that merit increases for faculty shall be based on the annual evaluation of their performance as it relates to the mission of the institution, college/school and department. The Board of Regents holds the presidents and Chancellor accountable for the development and implementation of evaluation systems in accordance with the following guidelines:

a. Faculty evaluation criteria, procedures and instruments shall be developed through faculty participation in each department, college or division and recorded to express the performance expectations of faculty therein. Criteria, procedures and instruments shall be:

- (1) Sufficiently flexible to meet the objectives of the unit.
- (2) Sensitive to multi-year faculty activities and outcomes.
- (3) Approved by the chief academic officer of each university.
- (4) Compatible with contemporary research and scholarly literature on faculty evaluation. For example, assessment of research, where research is part of the job assignment, should ordinarily include but not be limited to information on the quality of the research, the amount of research, the media in which findings were disseminated, and the reception and importance of the research. Similarly, the assessment of teaching, where teaching is part of the job assignment, should ordinarily include but not be limited to student ratings secured anonymously under standard conditions on norm referenced instruments that adjust for initial student motivation, assessment of syllabi, and assessment of instructional materials.

b. Each state university shall make available to faculty a ratings instrument for securing student ratings of instruction in all appropriate courses. The instrument must be norm-referenced and corrected for major sources of bias as demonstrated by research.

c. The evaluation of faculty performance and expectations for the future shall be discussed with them. Documentation recording the sense of the discussion shall be provided to the faculty member.

- (1) The faculty member shall be given the opportunity to add comments to the documentation as part of the official record before it is considered at the next higher administrative level.
- (2) Each state university shall establish a procedure by which faculty who disagree with their evaluation may request a review.

d. Each state university shall implement a plan to supplement its annual faculty evaluation system. Each plan should include procedures and strategies for the following:

- (1) Training of departmental chairpersons in the administration of faculty evaluation.
- (2) Linkage of the outcomes of faculty evaluation with assistance for renewal and development and, when necessary, reassignment and other personnel actions.
- (3) Training and supervision of graduate teaching assistants.

**Chapter II.F.8, Tenure Policy, *KBOR Policy and Procedures Manual***

a. After the expiration of a probationary period, teachers or instructors should have permanent or continuous tenure, and their services should be terminated only for adequate cause, except in the case of program or unit discontinuance or under extraordinary circumstances because of financial exigency. (2-19-97)

b. In the interpretation of the principles contained in Section a. of this policy, the following is applicable:

(1) The precise terms and conditions of every appointment should be stated in writing and be in the possession of both institution and teacher before the appointment is consummated.

(2) Beginning with appointment to the rank of full-time instructor or a higher rank, the probationary period should not exceed seven years, including within this period full-time service in all institutions of higher education; but subject to the proviso that when, after a term of probationary service of more than three years in one or more institutions, a teacher is called to another institution it may be agreed in writing that his new appointment is for a probationary period of not more than four years, even though thereby the person's total probationary period in the academic profession is extended beyond the normal maximum of seven years; except when the interests of both parties may best be served by mutual agreement at the time of initial employment, institutions may agree to allow for more than four years of probationary service at the employing institution provided the probationary period at that institution does not exceed seven years. Notices should be given at least one year prior to the expiration of the probationary period if the teacher is not to be continued in service after the expiration of that period.

(3) If an untenured faculty member becomes a parent through birth, adoptive placement, or adoption of a child under the age of 5 prior to May 1st of the fifth year of the probationary period, that faculty member, upon notification to the institution's chief academic officer, shall be granted a one-year delay of the tenure review. Notification must occur within 90 days of the birth, adoptive placement, or adoption. Faculty members retain the right to opt out of this interruption policy. (3-20-06)

(4) Under unexpected special and extenuating circumstances, prior to the sixth year of service, and at the request of the faculty member and the appropriate dean, the Chief Academic Officer of the university may grant an extension of the tenure clock for a maximum of one year. (9-18-97)

(5) No more than two extensions of the tenure clock may be granted to a faculty member for any reason. Nothing in this provision shall be construed to guarantee reappointment of an untenured faculty member. (3-20-06)

c. Within this general policy, each Regents institution may make such operating regulations as it deems necessary, subject to the approval of the Board.

d. Any tenure approved by the institution shall be limited to tenure for the recommended individual at the institution consistent with the tenure policies of that institution. (Effective 11/14/2002)

e. In exceptional cases, the chief executive officer at a Regents institution may hire a faculty member with tenure without their having completed a probationary period. (6-24-99)

f. Decisions of the chief executive officer shall be final and are not subject to further administrative review by any officer or committee of the institution or by the Board of Regents. (4-18-47; 2-15-80; 5-15-81; 4-16-82; 1-20-84; 2-16-89; 6-29-95)

## Appendix Two

### Selected Institutional Policies and Procedures Regarding Evaluation of Faculty and Unclassified Staff

#### Emporia State University

##### *University Policy Manual*

##### Faculty Evaluation

- “Department chairs participate in the evaluation of each faculty member and meet with the faculty member to discuss the evaluation. Based upon the ESU strategic plan and department goals, tenured and tenure track faculty members discuss with the chair the amount of effort the faculty member will devote to teaching, scholarly activity, and service. The minimum effort in teaching is 50%. Scholarly activity and service make up the remainder – but both must be included in some amount. A reduction of effort in one area is augmented in another. Merit evaluations follow this agreement and the agreements reflect varying emphases at different times during a faculty member’s career.”
- Policy is in place to deal with chronic low performance of a tenured faculty member as identified in annual evaluations. “Continued low performance, despite all assistance provided, may be considered an adequate cause for dismissal.”

##### Administrator Evaluation

- Probationary Employee (at least two years and no more than five)
  - Probationary employee performance is evaluated annually in writing by the supervisor to whom the employee is responsible.
  - In first year, receive evaluation at the end of six months.
  - Informed at each evaluation period whether satisfactory progress is being made toward successful completion of probation.
  - There is an evaluation appeals process.
- Administrative Regular
  - Performance evaluated annually in writing by supervisor to whom responsible.
  - If review unsatisfactory may reassign, adjust salary, return to probationary status.
  - Employee may request review of evaluation.
- Procedures are in place for faculty and staff to evaluate administrators.

- Faculty members whose duties are primarily academic and are assigned a percent of time to administrative responsibilities will be evaluated by faculty member's department chair.
- Faculty members whose duties are primarily administrative will be evaluated by the individual supervising the administrative assignments.
- Decisions for academic probationary retention, promotion and tenure for individuals with academic rank whose primary responsibilities are administrative will be subject to regular academic evaluation procedures in the appropriate department.
- Faculty Senate has in place *Procedures for Evaluation of Administrators*.
  - Each administrator on Faculty Senate Executive Committee's current list of administrators "shall be evaluated at least once every three years."
  - Newly hired administrators shall have at least one full year in office before initial evaluation.

### **Fort Hays State University**

#### Evaluation of Faculty

- "All faculty members shall be evaluated according to their contributions to the mission of the university and to their respective colleges and departments."
- Annual merit evaluation is carried out based on the following:
  - Faculty members will be evaluated "on the basis of factors over which they have sufficient control. A clear, precise, and careful enumeration of their duties in areas of instructional activity, scholarly activity, and service must be made known to them." In addition, negotiate relative weighing of each duty in consultation with individual faculty member and chair prior to beginning of academic year.
  - Prior to employment term to be evaluated, the faculty member is informed of the criteria and procedures to be used.
  - Chair develops evaluation on basis of specified procedure.
  - Faculty member reviews chair's evaluation and, if no dispute, result sent to dean; in cases of dispute, faculty member may submit written position to dean, who makes final determination.
  - Merit decisions are not subject to grievance process.
- Promotion and Tenure
  - Procedures are specified in Chapter 3 of the *Faculty and Unclassified Faculty Handbook*.

- Distinguish tenure track and unclassified professional staff, providing guidelines for each category.
- Promotion and tenure procedures are consistent with KBOR policies.
- Chronic Low Performance
  - Each department's faculty will establish guidelines describing minimum acceptable level of productivity for all applicable areas of responsibility, together with procedures for handling such cases.
  - When tenured faculty member falls under the minimum level as indicated by annual evaluation and with involvement of departmental faculty, the department head shall communicate this result in writing.
  - Names of chronic low performs are sent to dean.
  - If faculty member has two successive or a total of three evaluations in any five-year period in which minimum standards are not met, then "dismissal for cause" will occur subject to results of appeal.
  - "Each department will develop means of providing feedback to the individual so that he or she can maintain high levels of performance."
  - Department chair confers with dean, then with individual; at some point has prerogative of referring individual to Teaching Excellence Coordinator "for evaluation, counseling and possible mentoring."
- FHSU has guidelines for student evaluations of faculty.

#### Unclassified Professional Staff

- Unclassified professional staff member should receive feedback about his/her performance throughout the year.
- Each unclassified professional staff member shall be evaluated at least once a year based on an evaluation process developed by his/her unit.
- Each unit develops an evaluation process that includes, but need not be limited to:
  - Duties stated in job description as basis for evaluation
  - Opportunity for supervisor and employee to review job description and clarify or update as necessary

- May set goals for coming year that may become part of next evaluation
- Supervisor will discuss evaluation with employee and provide results in writing. Employee may appeal through appropriate channels if he/she disagrees with results.

### **Kansas State University**

*Guidelines for Evaluating Faculty and Unclassified Professionals* (University Handbook, Appendix Q)

#### Annual Evaluation of Faculty and Unclassified Professionals

- Each unit must develop a system for annual evaluation of faculty and unclassified professionals that includes a statement of the unit's criteria.
- Performance evaluation of all heads/chairs/directors and other administrative supervisors in academic and non-academic departments/units are completed annually for merit increases. Individuals under the administrator's supervision are asked to provide input regarding the person's strengths, weakness and relevant issues.
- Responsibility for developing annual evaluation system rests primarily with department's/unit's faculty and unclassified professionals in consultation with unit's administrative head and dean.
- Individuals being evaluated provide annual written summary of accomplishment and activities in accordance with unit guidelines, criteria and procedures.
- Evaluators prepare written evaluation for each regularly appointed faculty and/or unclassified professional by January 31.
- Individual being evaluated must have opportunity to review and discuss the annual written evaluation.
- Salary adjustments are recommended based on evaluation.
- Unit head submits the following information to appropriate dean or administrator:
  - Copy of evaluation system used in preparing evaluations
  - Written evaluation for each eligible individual
  - Recommended merit salary adjustment
  - Documentation that individual evaluated had the opportunity to review and discuss the written evaluation with supervisor
  - Any written statement submitted by individual evaluated of unresolved differences

- Any recommended salary adjustments (with appropriate documentation) on bases outside of annual evaluation process
- Dean or appropriate administrator reviews evaluation materials.
  - If disagrees with recommendations, seeks consensus through consultation.
  - If consensus fails, dean's recommendation will be used.
- Provost reviews evaluation materials and recommendations to ensure appropriateness of process.
  - If disagrees with recommendations, seeks consensus through consultation.
  - If consensus fails, provost's recommendation is used.

*University Handbook Section C: Identity, Employment, Tenure*

- General issues of faculty evaluations:
  - Decisions regarding annual merit salary, reappointment, tenure, promotion are based on faculty evaluation.
  - Evaluation is also used to aid faculty development.
- Chronic failure of a tenured faculty member to perform his or her professional duties, as defined in the respective unit, constitutes evidence of 'professional incompetence' and warrants consideration for 'dismissal for cause.'
  - Each department/unit establishes guidelines describing the minimum acceptable level of productivity.
  - If the faculty member fails to meet minimum standards for two successive evaluations, or receives a total of three such evaluations in any five year period, "dismissal for cause" will be considered at the appropriate dean's discretion.

**Pittsburg State University**

Guidelines and Procedures for Awarding Tenure

- Tenure and promotion procedures are consistent with KBOR policy.
- Must demonstrate competence and achievement in: (1) teaching, (2) discipline research, scholarly activity, creative endeavor; (3) community, professional and university service

- If not continued, notification given by March 1 in first year; December 15 of second year; thereafter, at least one year prior to termination
- Annual Faculty Performance Appraisal ratings are directed primarily to determining annual salary increases. They are developed by department chair and college dean without faculty input. They represent one of several factors used in tenure deliberations.
- “Termination of tenure for cause will include consideration by a faculty committee. In all cases in which the facts are in dispute, the faculty member in such cases will be informed in writing before the hearing of the matter under consideration and will have an opportunity to be heard in his/her defense by all bodies that pass judgment upon his/her case. He/she will be permitted to have with him/her an advisor of his/her own choosing who may act as counsel. There will be a full stenographic record of the hearing available to the parties concerned. In the hearing of charges of incompetence, the testimony will include that of teachers and other scholars, either from his/her own or from other institutions” (*Unclassified Personnel Handbook*).

#### Performance Management Process for Unclassified Employees

- General Goals and Objectives
  - Establish process for continuous employee development.
  - Increase communication between supervisor and employee about performance-related issues.
  - Familiarize employee with how position aligns with mission and strategic plan of both unit and university.
  - Provide formal process for establishing position-specific or professional goals and objectives for review period in question.
  - Include input from employee in setting goals and objectives and assessing performance.
  - Provide information about employee performance for decisions involving salary, merit increases, promotions and terminations.
- Performance Review Instructions for Academic Affairs specify “the purpose of and the steps involved in the Performance Review System used for administrators and non-teaching staff who work within the division of Academic Affairs.”

#### Unclassified Personnel Handbook

##### Annual Review

- Includes Evaluation Policies and Procedures based on position description developed for each unclassified professional staff member

- Guidelines
  - Intended to assess overall quality of performance, not one-by-one assessment of goals
  - Emphasizes explicit written portfolio followed by a personal interview; minimizes use of ratings, rankings and checklist
  - Staff member and supervisor can select performance categories in which to document accomplishments.
  - Central purpose is to assist individuals with professional development and quality of performance.
  - Reviews should address such items as “knowledge of work, quality of work, initiative, cooperation, judgment, effective decision-making.”
  - Minimally, reviews should contain:
    - Updated position description
    - Begin with statement of accomplishments as related to basic functions/requirements of position and major assignments as documented in portfolio
    - Portfolio documentation that includes major accomplishments, personal/professional development plans
    - Identify areas of future effectiveness, if desire
    - Summative evaluation prepared by supervisor
- Provision for annual online input for department chairs by faculty. We are developing instruments to solicit input for provost, deans, directors from those under them.
- Procedures for non-reappointment and grievance hearings are specified.

### **The University of Kansas**

#### *Handbook for Faculty and Other Unclassified Staff*

- “University administrators are comprehensively reviewed at least every five years as a condition of continuing in their appointment.”
- Review process typically involves selection of a representative committee to gather information on the performance of the chair, director, or dean and finalize a report outlining recommendations to the

supervising administrator. The supervising administrator makes the decision to reappointment, subject to Provost's final approval.

- Off-cycle reviews of department chairs and deans may be initiated based on vote of two-thirds of faculty in an academic unit or determination by responsible officials that a review is needed. Likewise, review of a vice provost may be initiated by a vote of two-thirds of a unit's members or on the determination of the Provost or chancellor.
- Tenured and Tenure-track faculty performance is evaluated annually pursuant to procedures adopted by his or her unit and approved by the dean and Provost.
- In addition to annual evaluations, untenured faculty members' progress is reviewed at the midway point of the probationary period.
- Unclassified Professional Staff
  - Individual should receive feedback about his/her performance throughout the year and be formally evaluated at least once a year. Evaluation processes follow the Unclassified Professional Staff Evaluation Policy.

#### *KU Policy on Faculty Evaluation*

- Faculty member's performance is subject to review to determine whether the individual has fulfilled his/her duties. Sustained failure to carry out academic responsibilities, "despite the opportunities for University faculty development and other appropriate interventions, is a ground for consideration for dismissal ..., by the procedures adopted by the Faculty code of conduct for such actions."
- Each unit adopts "by a vote of the faculty a modified process of annual evaluation," to include:
  - Statement of overall acceptable level of performance
  - System for annual evaluation of faculty
  - Provision for faculty development
  - Other measures of institutional support
  - Statement of faculty member's right to due process in event of disagreement
- Each faculty member is evaluated annually by the unit administrator using criteria and methods appropriate to that unit; may involve consulting with a faculty committee.
- "If a unit administrator ascertains that a faculty member's performance seems to be failing to meet academic responsibilities, the administrator and the faculty member shall develop a written plan of methods to improve the faculty member's performance." While a faculty member may reject this plan,

it is understood that “sustained overall failure to meet academic responsibilities based on articulated performance criteria is a basis for dismissal.”

- Based on judgment of sustained overall failure to meet academic responsibilities, a dean may recommend that a tenured faculty member be dismissed. If Provost agrees, recommendation will be sent to Chancellor.

#### *Faculty Senate Rules and Regulations*

- Includes standards and procedures for promotion and tenure, “as well as related matters of faculty evaluation and non-reappointment.”
- “Each level of review, including the initial review, the intermediate review (if one is conducted), and the university level review, conducts an independent evaluation of a candidate’s record of performance and makes independent recommendations to the Chancellor.”
- Unclassified staff holding faculty equivalent rank are evaluated pursuant to this article (Article VI).
- Article VI establishes procedure, criteria, standards, guidelines for promotion and tenure process.
- “Each department, college or school, or other administrative unit with responsibility for promotion and tenure review, as well as the University Committee on Promotion and Tenure (UCPT), shall adopt by vote of eligible faculty or faculty body written procedures for the conduct of review. While written procedures may vary considerably in accord with the particular needs of the department, college or school, or other administrative unit, all procedures must conform to the principles and requirements of this article [Article VI], including its provisions concerning standards, confidentiality, candidate access and participation, and conflicts of interest.”
- Pre-Tenure
  - Each department/college/school has plan for mentoring faculty prior to tenure.
  - As part of plan, each unit “on an ongoing basis” compiles documentation necessary to evaluate teaching, scholarship and service.
  - Approximately midway between appointment and mandatory review year (usually the third), “under guidelines issued by the Provost, a department, college or school shall conduct a formal review of a non-tenured faculty member’s progress toward tenure.” Goal is to provide “meaningful appraisal” of that progress.
  - Stages of tenure review include an initial review by a unit committee (favorable recommendation to committee conducting intermediate review); an independent intermediate review by the college, school or other administrative unit (favorable recommendation to Provost); review by University Committee on Promotion and Tenure). In both cases, negative recommendations go forward only if it is the candidates mandatory review year or the candidate

requests it. If UCPT and Provost make positive recommendation, these are forwarded to Chancellor for decision. Negative recommendations are subject to appeal process.

#### *Unclassified Professional Staff Performance Evaluation*

- “Each Unclassified professional Staff is required to receive a formal, written performance evaluation by his/her supervisor at least once a year.”
- Evaluations may be conducted at any time when “necessary to provide official feedback ... or clearly define conduct-related issues, performance goals, objectives and timelines.”
- Evaluations must be completed and signed by supervisor and acknowledged by employee prior to annual merit recommendation.
- Vice provosts and deans are responsible for their units’ completing annual evaluations by the established annual deadline.
- Less than satisfactory evaluation disqualifies employee from merit increase for the next fiscal year and may result in recommended disciplinary action, e.g., accelerated review, suspension, demotions, dismissal, or non-reappointment.
- Employee who disagrees with evaluation has the right of appeal.

#### *Policy on Review and Reappointment of Executive Vice Chancellors and Other Senior Administrators Reporting Directly to Chancellor*

- Senior administrators reporting directly to the Chancellor may be designated as serving at the chancellor’s pleasure.
- Subject to comprehensive review within a period not to exceed five years, to be completed prior to decision to continue the appointment.
- Review may be scheduled at an earlier date if Chancellor deems it necessary.
- For Executive Vice Chancellors, a Review Committee is formed consisting of representatives of the Lawrence Campus, Medical Center Campus, Office of General Council, Business and Financial Planning, Athletics, Public Affairs, Dole Institute of Politics (i.e., units represented by Senior Administrators).
- For other Senior Administrators, Review Committee membership consists of representatives of units that interact frequently with the administrator and his/her office. Chancellor will also invite nominations from the individual being reviewed.
- In both cases, Chancellor appoints committee and its chairperson. The committees report their findings to the Chancellor.

## Wichita State University

### University Policy and Procedures Manual

- University policy is to provide employment policies and procedures specific to each category of employee. Unclassified employees include faculty, administrators, and unclassified professionals.

### Faculty Evaluation

- “All faculty, with half time or more appointments, and those unclassified professionals who have teaching/librarianship responsibility amounting to 50 percent or more of their workload are to be evaluated at least once a year regardless of whether or not they are in the Academic Affairs division of the University.”
- Department is the primary site of evaluation, with the department chair responsible for maintaining its current evaluation policy.
- Faculty of each department shall establish a written policy for annual evaluation of all faculty with half-time or more appointments and unclassified professionals with teaching responsibilities amounting to 50 percent or more of their workload.
- Annual merit salary review includes evaluation of teaching as required by KBOR policy; includes procedures for administering student evaluation surveys of individual classes.
- Departmental faculty files should include:
  - Departmental instructions to persons being evaluated, including requirement to discuss flexible performance goals for coming year with chair
  - Departmental evaluations for each person, including assessment of success in attaining goals
  - Relationship between evaluation and departmental pay recommendation for each individual
  - Rationale for changes in departmental evaluations and pay recommendations made by persons outside the department

### Chronic Low Performance

- Each department/unit, with input from its faculty, develops guidelines, approved by dean, “describing the minimum acceptable level of performance for all applicable areas of responsibility for its faculty, as well as procedures to handle alleged cases of chronic low performance. Chronic failure of a tenured faculty member to meet the minimum acceptable level of performance as defined by the department/unit guidelines shall constitute evidence of ‘chronic low performance’ and may warrant consideration for ‘dismissal for cause’ under existing University policies.”

- If during any four-year period a faculty member receives a second evaluation with a finding of failure to meet the minimum performance level, the chair meets with that individual to discuss his/her performance and types of remediation that are available and appropriate. Other remediation steps may be offered, subject to review by Faculty Affairs Committee of the Faculty Senate, as well as the Provost and Vice president for Academic Affairs and Research.
- If faculty member receives a third negative evaluation within five years of an initial negative evaluation (failure to meet minimum level of performance) the chair may recommend to Provost and Vice President for Academic Affairs that the “Dismissal for Cause Policy” be invoked.

#### Tenure and Promotion

- Guidelines and criteria for tenure and promotion are developed by all constituencies involved in the review process, including the president, the university tenure and promotion committee, the college, and in some instances departments.
- Detailed guidelines and statements of criteria for tenure and promotion have been adopted by all colleges and academic services, and in some instances at the departmental level, consistent with guidelines at the university level.
- It is acceptable to establish guidelines for faculty with unusual appointments, consistent with university guidelines.

#### Unclassified Professionals

- Unclassified professionals are to be evaluated at least annually and evaluation forms submitted to the appropriate vice president.
- Any evaluation form used should be approved by the respective vice president or President.

### Appendix Three

#### Selected Campus Web Addresses Resources for Faculty and Unclassified Staff Evaluation

- Faculty handbooks, University policies
- Guidelines and procedures for individual units

#### *Emporia State University*

Policy Manual

[http://www.emporia.edu/acadaff/employee\\_policy\\_manual.htm](http://www.emporia.edu/acadaff/employee_policy_manual.htm)

#### *Fort Hays State University*

Faculty Handbook

[http://www.fhsu.edu/academic/provost/handbook/chapter\\_3/](http://www.fhsu.edu/academic/provost/handbook/chapter_3/)

#### *Kansas State University*

University Handbook, Section C

<http://www.k-state.edu/academicpersonnel/fhbook/fhsecc.html>

University Handbook, Appendix Q, Guidelines for Evaluating Faculty and Unclassified Professionals

<http://www.k-state.edu/academicpersonnel/fhbook/fhxq.html>

Annual Unclassified Evaluation

<http://www.k-state.edu/academicpersonnel/eval/>

#### *Pittsburg State University*

Unclassified Employee Performance Management Process

<http://www.pittstate.edu/office/hr/policies-and-procedures/unclassified-employee-performance-management-process.dot>

Tenure/Promotion/Sabbatical Guidelines

<http://www.pittstate.edu/office/provost/tenure-promotion-and-sabbatical-guidelines.dot>

Faculty Contract

<http://www.pittstate.edu/dotAsset/235770.pde>

*The University of Kansas*

KU Policy Library

<http://www.policy.ku.edu/>

Policy Library – Faculty and Academic Staff

<http://www.policy.ku.edu/personnel.shtml>

Handbook for Faculty and other unclassified staff, section c

<http://www.provost.ku.edu/areas/faculty/handbook/c3.shtml>

*Wichita State University*

Faculty Handbook

<http://webs.wichita.edu/inaudit/tablepp.htm>

Unclassified Professional Forms

C. *Fiscal Affairs & Audit*

1. **Discuss Board’s Unified FY 2013 Budget Request**

Regent Downey-Schmidt

**Diane Duffy,**  
**VP, Finance & Administration**

**Background**

*The Kansas Higher Education Coordination Act provides that the Kansas Board of Regents shall “serve as the representative of the public postsecondary educational system before the Governor and the Kansas Legislature.” K.S.A. 74-3202c(b)(2). This provision provides the foundation for an approach to state funding that reflects the recurring theme of maintaining a unified state budget request and a systemwide focus on requesting and advocating for increases in State General Fund appropriations for postsecondary education.*

*The Board will need to take official action at the September meeting so that the Board’s official budget document can be completed and submitted to the Governor and Legislature. Although the statutory deadline for the budget document submission is October 1, the Governor’s budget office requests the document be submitted as close as possible to September 15.*

*The Board held budget discussions over the course of the summer and continued those discussions with institutional leaders and Governor Brownback at its August retreat. Following the retreat, President Tompkins sent communication to institutional leaders requesting their recommendations in light of their needs, feasibility of the request in the current environment, and keeping in mind the Governor’s remarks. This issue paper summarizes the discussion of state funding requests for the Board’s consideration for inclusion in the FY 2013 unified budget request. The staff recommends that the Board discuss the budget request on Wednesday and take action on Thursday.*

**Summary List of Proposed Budget Requests**

<i>Requested SGF Increases for the System</i>	
• 2.6% Increase Equal to Higher Education Price Index	\$18,900,000
• State Student Financial Assistance Programs (Kansas Comprehensive Grant and Revamped Technical Education Grant)	\$2,200,000
<i>Requested SGF Increases for Institution-Specific, Sector-Specific Proposals</i>	
• KU -- Medical Student Loan Program	\$1,900,000
• KU -- “Foundation Professors”	\$3,000,000
• KU -- New Medical Education Building ( in addition to the SGF request, KU proposes that all funds (at least \$10 million) from the KUMC Medical Resident FICA refund be allocated for the new building	\$5,000,000
• ESU -- Workforce Development	
o Nursing Informatics Degree	\$250,000
o e-Commerce Degree	\$250,000
o Sustainability Degree	\$250,000
• KSU -- Veterinary Medicine Improvements	\$5,000,000
• FHSU -- Increase KAMS class size (options for 33 or 40 students)	\$100,000-\$200,000
• FHSU -- Information Systems Engineering Program	\$750,000
• PSU -- Expand Polymer Science Program	\$1,000,000
• WSU -- Support Aviation Request for Research and Workforce Training	No Budget Request via KBOR
• Technical Education Formula (KTEA, KACCT, KACT)	\$20,000,000
• KACCT – SGF to Replace Cut to Kan-ed Research Services and Databases	\$800,000

## Summary Description of Proposed Budget Requests

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The concepts discussed for inclusion in the Board's FY 2013 Unified Budget request are described below and characterized as FY 2013 state funding increases for the system and state funding increases for institution-specific/sector-specific proposals. The institution-specific/sector-specific proposals submitted are included in the attachment at the end of the document. In addition, there are two supplemental requests to increase the approved FY 2012 budget requests. There is also a request to change the financing of property insurance premiums. Finally, there is a brief description of the Board's capital improvement request that was submitted July 1.

### FY 2013 Requested State Funding Increases for the System

- 2.6% System Increase. Advocate for a system increase equal to the Higher Education Price Index (HEPI). The most recent three year average of HEPI equates to a 2.6 percent increase. Background information about HEPI can be found at <http://www.commonfund.org/CommonfundInstitute/HEPI/Pages/default.aspx>.

The Board would advocate for the new SGF dollars to be appropriated in a lump sum to the Board. Past practice of the Board has been to allocate system SGF increases to the sectors across-the-board, and where appropriate the Board distributes funds to the eligible postsecondary educational institutions in accordance with the various distribution methodologies.

Assuming the Board followed this past practice, the 2.6% HEPI would break out at the sector/program level:

- 2.6% State Universities \$14.6 million
- 2.6% Washburn University \$285,000
- 2.6% Non-Tiered Course Credit Hour Grant \$2.1 million
- 2.6% Tiered Technical Education State Aid \$1.2 million
- 2.6% KBOR Student Financial Assistance Programs \$543,000
- 2.6% Adult Basic Education \$37,883
- 2.6% Nursing Grants \$46,467
- 2.6% Board Office Operations \$99,000

2.6% HEPI Request = \$18.9 million state general fund.

- State Student Financial Assistance Programs (Kansas Comprehensive Grant and Revamped Technical Education Grant). Advocate for need-based financial aid putting state funding directly in the hands of Kansas students through the Kansas Comprehensive Grant program and a redesigned program for students attending high-demand, high-cost technical programs. This summer a workgroup of financial aid officers met to develop recommendations for implementing objectives 2.8 and 2.10 of Foresight 2020. The following recommendations resulted from their work.

The Kansas Comprehensive Grant which provides for need-based grants to students attending the four year public and private institutions. Since FY 2009, the KCG has lost ground with the implementation of legislative budget cuts and the loss of federal aid that has been co-mingled with the KCG from the federal Leveraging Educational Assistance Partnership (LEAP) funding. The amount of state and federal funding lost to the program since FY 2009 has been \$1.8 million. The request would be to restore this amount for a total amount of \$15.7 million and bring it back to FY 2009 level.

Kansas Comprehensive Grant Request = \$1,785,852 million state general fund

Objective 2.10 of the Foresight 2020 Plan states that: “by January of 2012, the Board of Regents will develop and submit for legislative consideration a proposal that would authorize new state funding to expand to provide need-based student assistance for two –year, certificate, and part-time students with an initial focus on those students who pursue studies that lead to jobs in high demand areas of the state’s economy. The Board workgroup redesigned the out-dated Vocational Scholarship Program into a technical education grant program for students enrolled in high-demand, high-cost programs at two year colleges providing need-based grants to approximately 500 students.

Technical Education Grant Request = \$385,925 state general fund

#### State Funding Increases for Institution-Specific and Sector-Specific Requests

- KU – KUMC Medical Student Scholarship Program. The University of Kansas requests authorization to seek additional SGF for the Medical Loan Program in FY 2013. The requested increase in SGF is necessary to allow the program to be maintained at 120 loans per year – the same number of loans that were offered for at least the last 10 years – because of SGF cuts and reduced balances in the Medical Loan Repayment Fund. See attachment A, p. 85 for description.

Medical Student Scholarship Request = \$1,866,779 state general fund

- KU – “Foundation Professors”. The University proposes to hire professors of the highest status internationally to galvanize efforts around the four strategic initiatives identified by the KU strategic plan. See attachment A, p. 86 for description.

“Foundation Professors” Request = \$3 million state general fund

- KU – New Medical Education Building. The University requests support for a new Medical Education Building. A new Medical Education Building would cost approximately \$78 million and would allow the School of Medicine to increase each class by 50 students. The University requests that the state provide support for the new building in two ways. The first being that all of the funds from the KUMC Medical Resident FICA refund be allocated to the Medical Center for the building. The University expects that at least \$10 million plus interest will be available after accounting for all expenses related to acquiring the refund. The second means of support would be a State General Fund appropriation of \$5 million per year to provide funding for debt service on bonds that would be sold to finance the construction of the building. See attachment A, p. 86 for description.

New Medical Education Building Request = \$5 million state general fund

- ESU – Workforce Development. To promote Kansas workforce development of direct benefit to the Kansas economy, Emporia State University proposes to initiate and offer three new degree programs: a graduate degree in Nursing Informatics, an undergraduate degree in eCommerce, and an undergraduate degree in Sustainability. See attachment B, p. 87 for description.

Workforce Development Request = \$750,000 state general fund (\$250,000 each for Nursing Informatics, e-Commerce, and Sustainability degrees)

- **KSU – Veterinary Medicine.** K-State's proposal is to improve the College of Veterinary Medicine. Primary focus will be to expand the research and instructional capacity by adding faculty in the college's areas of focus, by upgrading facilities and by adding resources available to graduate students. See attachment C, p. 89 for description.

Veterinary Medicine Request = \$5 million recurring state general fund

- **FHSU – Increase Class Size of KAMS.** Fort Hays State University would like to increase the class size of the Kansas Academy of Math and Science (KAMS) program by 8 or 15 students. Originally the program was designed at a level of 40 students per class but due to budget constraints within the State at the time of the request the program was downsized to 25. See attachment D, p. 94 for description.

KAMS Request = \$109,500 state general fund (class size of 33)

or

\$203,200 state general fund (class size of 40)

- **FHSU - Information Systems Engineering program.** To support its recently approved Information systems Engineering program, the undergraduate Bachelor of Science degree is designed to prepare entry level engineers who are prepared to work within complex information systems. See attachment D, p. 98 for a description.

Information Systems Engineering Request = \$750,000 state general fund

- **PSU - Expand undergraduate and graduate programs in polymer science.** PSU proposes to establish a set of academic programs and program enhancements that leverage the success, capacity, and expertise present in the Kansas Polymer Research Center. See attachment E, p. 100 for description.

Polymer Science Request = \$1.0 million state general fund

- **WSU - Support Aviation Research and Workforce Training.** Wichita State University supports Fiscal Year 2013 requests initiated by the aviation industry to provide additional State resources for aviation research and workforce training. Activities of the National Institute for Aviation Research (NIAR) and the National Center for Aviation Training (NCAT) at Wichita State University continue to promote workforce development and economic growth in the State of Kansas. The letter also emphasizes that the HEPI is the right indicator for higher education inflation and that an inflationary adjustment to the base budget should a priority for KBOR. See attachment F, p. 102 for description.

- **Technical Education Formula.** Advocate for new funding to begin to close the gap in the funding of technical education. The 2011 Legislature enacted the Board's proposed new Technical Education Formula, in response to the Legislature's directive to develop a new tiered formula for technical education. The Technical Education Authority and community and technical college leaders recommend the Board include a new SGF request to jumpstart the change to the new formula. The Community Colleges recommend the Board request a three-year, \$20 million per year phase in approach. They recommend the phase-in have direct focus on regional workforce needs and connection to job growth. See attachment G, p. 106.

Tiered Technical Education Formula Request = \$20 million state general fund

- KACCT – SGF to Replace Cut to Kan-ed Research Services and Databases. The Community Colleges are concerned about the loss of access to research services and databases being defunded as a result of the reduction in KUSF funding to Kan-ed. This impacts student learning and success as well as faculty and community resources. See attachment G, p. 107.

SGF Funding for Research Services and Databases = \$800,000

#### Requested Supplementals to the Approved FY 2012 Budget

- Supplemental request from the Educational Building Fund (EBF) of \$1,250,000 to make debt service payment on bonds – this is a technical item that will correct a staff error and appropriate the amount necessary to make the FY 2012 final debt service payment on the Crumbling Classrooms bonds. There are adequate funds available in the EBF.

Supplemental Request for Debt Service Payment = \$1,250,000 EBF

- Supplemental request from the SGF of \$5,462 for dues to the Midwest Higher Education Commission. For FY 2010 and FY 2012, the Legislature did not appropriate the full \$95,000.

Supplemental Request for MHEC dues = \$5,462 state general fund

Change in Budgeting of Insurance Premium from EBF to State University Operating Budgets. The University Business Officers recommended and the Council of Presidents endorsed making a change in budgeting so that all of the EBF funding would be utilized for rehabilitation and repair projects in FY 2013 and funds of \$475,000 would not be diverted to pay a portion of the property insurance premium. More appropriately, the state universities will make the premium payments from their operating budgets.

Required Debt Service Payments from the State General Fund. Various SGF debt service payments adjust with the debt service schedule and those will be reflected in the budget request document.

Capital Improvements Request. In May, the Board approved and forwarded its capital improvement requests on July 1 for FY 2013. The Board requested the full \$35 million from the EBF for rehabilitation and repair projects at the state universities and \$20 million from ELARF for deferred maintenance. The Board also forwarded requests for authorization to expend special revenue funds related to various capital improvements.

The university, and community and technical colleges have expressed interest in continuing the tax credit program that was enacted by the 2007 Legislature. This would not be included in the budget request, but if approved would be part of the Board's legislative package.

**ATTACHMENT**

**INSTITUTION-SPECIFIC/  
SECTOR-SPECIFIC  
REQUESTS FOR THE BOARD'S  
CONSIDERATION**

## UNIVERSITY OF KANSAS

(Attachment A)

1. The University of Kansas requests authorization to seek \$1,866,779 in additional funding for the Medical Loan Program in FY 2013

The Kansas Medical Loan Program is a state program administered by KUMC that provides tuition fees and a monthly stipend for students at the Kansas University School of Medicine. These loans can be repaid by entering a primary care specialty, and then practicing in an underserved county in Kansas for one year for each year of loan support. Failure to satisfy the service commitment requires repaying the loan together with a severe interest penalty (15%).

The program has historically been funded with a combination of State General Fund appropriation and income to the Medical Loan Repayment Fund. Beginning in FY 2004, the State General Fund appropriation to the Medical Center for this program has been made to a separate and distinct fund.

In the 2006 legislative session, a hospital provider assessment was approved. The main purpose of the assessment was to provide additional state match to increase Medicaid rates. The enabling legislation, SB12, directed that not more than 3.2 percent of hospital provider assessment revenues shall be used to fund healthcare access improvement programs in undergraduate, graduate or continuing medical education, including the Medical Student Loan Act. A new fund "Medical Loan Program Provider Assessment" was created to accept the funding from the Healthcare Access Improvement Panel that was established to administer the fund. The Healthcare Access Improvement Panel has approved a disbursement of \$400,000 annually to the Medical Loan Program.

During the 2007 legislative session, changes to the Medical Loan Program were enacted by HB 2185. The legislative changes increased the stipend to \$2,000 per month and authorized the retroactive award of annual loans to students with the same service/repayment obligations. These changes became effective in FY 2008. The retroactive awards have allowed the Medical Loan Program to be fully subscribed at 120 annual loans since that time. The clear indication is that the legislative changes have allowed medical students to make the commitment to primary care in underserved areas of Kansas at a more appropriate time in their education and still fully participate in the program. This change has put more primary care physicians on a direct path of service to rural Kansas.

Over the past decade, income to the Medical Loan Repayment Fund has been decreasing as more and more recipients are repaying their loans by satisfying their service obligation. Ten years ago 350 recipients were in re-payment status. That number has fallen to 28 at the beginning of FY 2012. Based on this number we expect income to the Loan Repayment Fund to be only \$700,000 in FY 2012.

The projected cost of the program in FY 2012 is \$5,686,369. This amount continues the commitment to 83 students in the program, allows for 30 new awards and allows for up to seven new retroactive loans. If any of the 30 awards to first year students are not used, they can also be awarded to second, third, and fourth year medical students. No new State General Fund monies are needed to maintain the program at this level in FY 2012. However, with the reduction of \$133,864 in SGF support in FY 2010 and \$38,769 in FY 2012, the continued full subscription of the program, and the increasing number of participants who repay their loans through service in rural Kansas thus reducing balances in the Loan Repayment Fund; in FY 2013 the Medical Loan Program will have an estimated \$3,972,421 available while the 120 loan program will require approximately \$5,839,000, a shortfall of \$1,866,779. The Medical Loan Program will no longer be able to support 120 loans per year. This will have a direct impact on the future supply of primary care physicians in underserved areas of Kansas exacerbating current workforce shortfalls as approximately 38 fewer loans will be available.

University of Kansas  
Targeted Enhancement Request  
FY 2013

(Attachment A)

The University of Kansas is focusing attention on maintaining our status in the prestigious Association of American Universities (AAU). Whether the university stays in the AAU will probably be the single-most important factor in how the state of Kansas is regarded in the higher education and innovation communities. Further, the economic impact of an AAU institution in Kansas is significant and felt statewide.

The University proposes to hire professors of the highest status internationally to galvanize efforts around the four strategic initiatives identified by the KU strategic plan. We envision naming these new faculty members as “foundation professors” to reflect the foundational role they will play in our research efforts and AAU status. The foundation professors will provide immediate tangible benefits from the existing external funding they will bring with them to KU and from their membership in prestigious organizations that AAU tracks, such as the National Academy of Sciences, National Academy of Engineering, and Institute of Medicine. More significantly, they will grow multidisciplinary research efforts around the grand challenges inherent in the strategic initiatives.

Each such major senior hire would involve recurring salary funds of \$250,000 per year or more, and substantial one-time start-up funds that the university will fund via our comprehensive capital campaign. We request funding of \$3 million per year for 12 hires (three per area), which we would further match with other faculty hires.

The University also requests support for a new Medical Education Building. KU School of Medicine students in Kansas City receive their training in a facility that opened in 1976 that was designed for lectures rather than the modern curriculum that emphasizes small group learning. Classrooms are severely outdated, designed for microscope and surgical laboratory work which is no longer part of the curriculum. In addition, because space is limited, the School of Medicine cannot admit many qualified applicants. A new Medical Education building would cost approximately \$78 million and would allow the School of Medicine to increase each class by 50 students.

The University requests that the state provide support for the new building in two ways. The first being that all of the funds from the KUMC Medical Resident FICA refund be allocated to the Medical Center for the building. The University expects that at least \$10 million plus interest will be available after accounting for all expenses related to acquiring the refund. We do not yet know when the funds will be available or how much interest will accrue but expect to have more information in the next six to nine months. The second means of support would be a State General Fund appropriation of \$5 million per year to provide funding for debt service on bonds that would be sold to finance the construction of the building.

This level of support will continue the work being carried out in partnership with the Governor to elevate the stature of the KU School of Medicine and will complement the support already provided by the Medical Center at the Wichita and Salina campuses.

**Emporia State University**  
**Targeted Enhancement Requests**

(Attachment B)

To promote Kansas workforce development of direct benefit to the Kansas economy, Emporia State University proposes to initiate and offer three new degree programs: a graduate degree in Nursing Informatics, an undergraduate degree in eCommerce, and an undergraduate degree in Sustainability.

**Nursing Informatics**

This master degree in Nursing Informatics will prepare graduates to enter a relatively new nursing specialty. The American Nurses Association defines nursing informatics as a “specialty that integrates nursing science, computer science, and information science to manage and communicate data, information, and knowledge in nursing practice. Nursing informatics facilitates the integration of data, information, and knowledge to support patients, nurses, and other providers in their decision-making in all roles and settings” (ANA, 2008, p. 65). The American Nurses Credentialing Center (ANCC) offers the Informatics Nurse Board Certification Exam for the RN-BC credential.

A nurse with a degree in nursing informatics works in various settings to pair clinical care with current technology, including patient information management systems, administrative computer systems such as scheduling programs or insurance databases, and other systems that are crucial to providing patients with the best possible care. Some nursing informatics specialists work in education, consumer health, insurance, medical software companies, pharmaceutical companies, public health, and nursing research. Specialists in nursing informatics also have opportunities with companies that supply healthcare systems and with healthcare consulting firms.

Nursing informatics specialists are in high demand, and with most hospitals and clinics in the United States moving toward computer-based records, this demand will continue to grow over the next several years. The U.S. Department of Labor estimates a 49 percent job growth in health information and health informatics. Healthcare informatics was named one of the top careers in U.S. News & World Report in 2010. Emporia State University (ESU) is ideally suited for the degree because of its existing programs (e.g., the School of Library and Information Management; the School of Business, including the department of Accounting and Information Systems; the College of Liberal Arts and Sciences, including the department of Mathematics, Computer Science and Economics; and the Teachers College, including the department of Instructional Design and Technology) that would contribute to the foundation and strength of the master’s program in nursing informatics. A search of programs offering this same degree in Kansas identified only the University of Phoenix (Wichita/online) as an option for students interested in obtaining the degree. This program is projected to contribute an average of 25 to 30 graduates each year to the Kansas work force.

**eCommerce**

This undergraduate degree will focus on buying and selling of products or services over electronic systems such as the Internet and other computer networks. The Bureau of Labor Statistics (August 30, 2010) described eCommerce as one of the fastest growing occupations in the economy. The Kansas Economic Report identifies occupations in “business and financial operations” in the top six for employment growth over the next six years. The Kansas Occupational Outlook includes “network systems and data communications analysts” as one of five fastest growing occupations for Kansas during the next six years.

Students who graduate from an eCommerce program will promote Kansas through assisting businesses to add a web presence to their existing company, thereby expanding the customer base and creating business growth. eCommerce can assist businesses, regardless of location, to become global while remaining in Kansas. Enterprise Resource Planning (ERP) will also be a critical focus within the curriculum. No other institution in Kansas currently has an ERP emphasis. Many larger companies (including the military) are implementing ERP systems along with web interfaces for their customers.

The proposed degree would be offered by the AACSB accredited School of Business at ESU. Several of the courses required for the e-Commerce degree would be provided by existing faculty in the School of Business, since the degree could not totally be produced from the 3 new faculty members. This program is projected to produce an average of 40 graduates for the Kansas workforce each year.

**Sustainability**

This multidisciplinary program in sustainability is being designed in collaboration with Flint Hills Technical College. Initial discussions for expanding offerings jointly with other community colleges and technical colleges have also occurred. The aim of the program is to prepare students for new kinds of employment in the rapidly expanding green industries and various fields of work associated with sustainable communities. The 2009 Kansas Economic Report states that "...the impact the green economy and green jobs will have on the labor market is undeniable."

This program will address environmental concerns in Kansas by providing well-trained potential employees, consultants, and advisors for jobs in public and private industries involved in environmental improvement. Students will be trained in a wide variety of theories and hands-on techniques related to sustainable building, alternative energy, green business development, recycling, natural resource management, environmental policy, and environmental law. Graduates of this program will be able to serve as consultants to businesses and non-profits hoping to build energy-efficient buildings, practice environmentally-friendly methods of production and delivery, become energy managers, marketing coordinators, program managers, and green business developers.

Graduates of this program will find jobs in both the public and private sectors. In Kansas, public agencies focused on energy, agriculture, commerce, economic development, small business development, transportation, health and environment, wildlife and parks, and natural resource conservation are likely areas for growth in sustainability. In the private sector, green businesses are growing throughout the U.S. and Kansas economy. Businesses involved in alternative energy, green construction, and hospitality services will also provide potential employment opportunities. Non-profit groups are also interested in energy efficient operations.

Faculties in the sciences and social sciences within the ESU College of Liberal Arts and Sciences have initiated this proposal. This program is projected to add 30 to 40 graduates per year to the Kansas workforce.

**Budget Request**

ESU is requesting \$250,000 in state general fund for each of the three proposed degrees. Each of the programs is projected to require three additional faculty positions. For purposes of budgeting, we have assumed faculty compensation at the associate professor level (approximately \$65,000 each plus benefits). We are estimating that non-salary costs for equipment and supplies would be financed from the additional tuition (approximately \$125,000 for each degree) generated by enrollment in each of the programs.

**Kansas State University  
Targeted Enhancement Request**

(Attachment C)

**The Issue**

For more than a century Kansas State University's College of Veterinary Medicine (CVM) has been at the forefront of veterinary education and animal health research. Committed to excellence in teaching, research, and service, the CVM has made significant contributions to advancing knowledge in animal health, food safety, comparative biomedical sciences, and other aspects of veterinary medicine. These advances have been fueled by the innovation and success of the CVM faculty. For example, in fiscal year 2010 two departments in the college ranked number 1 (Diagnostic Medicine/Pathobiology) and number 6 (Anatomy and Physiology) in grant and contract awards of all science, technology, engineering, and mathematics (STEM) departments at Kansas State University. However, despite this institutional success Kansas State University's CVM ranks in the lower half of all 28 CVMs in the U.S. for research expenditures. The cause of this is likely due to Kansas State University's relatively low faculty-to-student ratio (ranked nineteenth out of the 28 CVMs). When compared to other veterinary colleges, we have less than the median number of faculty members, yet rank in the top third in student numbers. That low faculty-to-student ratio results in less time for our faculty to seek extramural support and conduct research. Increased faculty numbers, improved faculty retention, and dedicated time and space for research are critically important for our future success. Thus, this success needs to be nurtured and expanded through increased faculty recruitment and retention in areas relevant to Kansas State University's 2025 strategic plan and particularly the goals and objectives for research and scholarship.

**The Master Plan**

To focus our resources and position the CVM for future success, a master planning initiative was undertaken in late 2010. This process has been facilitated by ED2 International Architects & Planners and Treanor Architects and has evaluated every aspect of the college, i.e., teaching, research and service.

The research component of the master planning process has been completed. Recommendations of the 46 research scientists who contributed to this process identified three research themes that should be the focus of the college. They are:

1. Animal Health – Infectious/Zoonotic Disease
2. Comparative Biomedical Science
3. Food Safety and Security

Furthermore, the top three initiatives that this group recommends for research success of the college are:

1. Increase research space and facilities, both permanent and flexible;
2. Support existing faculty needs;
3. Increase faculty numbers with primary research appointments (targeted hires).

**CVM Enhancements Contribute to the 2025 Vision**

Kansas State University's 2025 Vision identified seven thematic areas. Below we describe how our immediate plan for success addresses four of those themes.

- **Research, Scholarly and Creative Activities, and Discovery**

We believe that the three research themes that the CVM has established fit with the campus-wide thematic goals for the 2025 Vision. As such, we are beginning the recruitment process for three new tenure-track faculty positions with teaching and research appointments (20% teaching in the professional DVM program and 80% research). Two of these positions will be funded by tuition

revenue and the third position with funds from a recently vacated position. The positions, listed below, will enhance our animal health – infectious disease and food safety/security themes.

Associate/Full Professor with expertise in bacteriology – One of the college’s research strengths is in the area of infectious diseases of animals, with special emphasis on zoonotic agents causing diseases of cattle and pigs. The university’s research programs related to viral diseases of cattle and pigs have received national and international recognition and have become one of the premier research programs in the country. Progress on treating bacterial pathogens of animals has not advanced as far and it will benefit our research in infectious diseases to bring a leader onto the faculty with complementary expertise in bacterial diseases of animals and humans. Basic research with pathogens such as *E. coli* 0157:H7, Salmonella, Campylobacter, Listeria and other important pathogens of animals and humans will provide such balance.

Assistant/Associate/Full Professor with expertise in molecular microbiology and an emphasis on pathogenesis of infectious diseases – Building on the cadre of infectious disease experts that we already have, a molecular microbiologist with emphasis on pathogenesis of infectious diseases (both viral and bacterial) will complement our existing faculty. We will seek a new faculty member with expertise in mechanisms of pathogenesis, gene discovery, identification and characterization of virulence factors, identification of drug and vaccine targets, development of novel diagnostic tests, identification of protective antigens and host-parasite interaction at the molecular level. This position will add depth to our already strong infectious disease program.

Associate Professor/Full Professor in pharmacology with expertise in infectious disease (antimicrobial resistance) research –The treatment of infectious diseases of animals and humans is as important to the management of pathogens as is the understanding of the infectious agents themselves and their interface with the host. Building upon the infectious disease strengths and an already existing cadre of three board-certified veterinary pharmacologists, we are positioned well to recruit a research pharmacologist who can build an investigative program focused on treatment of diseases and who can help address the increasing concern over antibiotic resistance in food producing animals and in humans.

All three of these positions will be targeted hires and we expect to recruit already-successful faculty from other institutions. These positions also provide the basis for a “cluster hire”. To do this, significant resources beyond the funding for three faculty lines will be needed. Candidates capable of fulfilling the criteria for the Kansas Bioscience Authority’s Eminent Scholars and Rising Stars would be natural fits. With additional support we believe we are well-positioned to recruit candidates who are already members of the National Academy of Sciences or who are approaching such qualifications.

- **Graduate Scholarly Experience**

The enhancements that we seek will do more than provide faculty expertise. They will help build a foundation for economic growth in Kansas through workforce development. Scientists managing nationally competitive research programs employ and train several early-career and junior-level scientists in their laboratories. Thus, DVM students who are concurrently pursuing graduate degrees (DVM/PhD, DVM/MS, DVM/MPH) and traditional PhD graduate students will increase in number and be well prepared for positions in federal laboratories, e.g., the National Bio- and Agro-Defense Facility (NBAF) and the Arthropod-Borne Animal Disease Research Unit (ABADRU), as well as the many animal health companies associated with the Kansas City Animal Health Corridor.

- **Undergraduate Educational Experience**

A recent survey of 18 animal health companies in the Animal Health Corridor indicated that the greatest workforce need over the next 36 months will be individuals with Bachelor of Science degrees. These companies are aware of and hire graduates from Kansas State University's Animal Science Bachelors Degree, Bioscience/ Biotechnology option. However, this program does not have the research laboratory emphasis and associated animal handling skills and training that will be needed by federal laboratories (e.g., NBAF or ABADRU) and animal health companies moving into our area or by university research laboratories that will collaborate with these federal and private entities.

In cooperation with the Manhattan Area Technical College and the Colleges of Agriculture, Arts and Sciences and Human Ecology we are seeking planning funds from the USDA Higher Education Challenge Grants program to develop a B.S. program in veterinary/biomedical sciences with an emphasis on laboratory management. Graduates of this program will be great assets to the research community and begin to fill a void that has affected Midwestern university research units and commercial laboratories alike. Rather than advertise for these sorts of employees on the east and west coasts of our country, we will be able to recruit them from the Midwest and they are likely to provide a workforce with greater retention than we would have by "importing" such expertise. Importantly, this program will increase opportunities for undergraduate research experiences; a key activity in the *2025 Vision* strategic plan.

- **Facilities and Infrastructure**

Taking a 5-10 year view to the future, it is highly likely that we will need to provide new and remodeled facilities to meet the demands of the research and diagnostic programs that we have built and continue to build. At least three areas of need exist.

1. Office and research laboratory space is in short supply. We will be providing a more clear definition of our facility needs and costs as we complete the CVM master plan. At the very least, we anticipate major renovations for our infectious disease/diagnostic laboratories in Mosier Hall and, more likely, a new office/laboratory complex will be necessary. Building such a facility in close proximity to the Biosecurity Research Institute and NBAF (east of Mosier and Trotter Halls) would provide an optimal environment for university-, federal-, industry- and jointly-funded researchers to be housed. In that environment they could collaborate and build a synergistic relationship around nearly all aspects of infectious disease research that could be done in a non-containment facility. Such a facility would set Kansas State University apart from any other major university and create a model for modern-day research and teaching.
2. Another pressing need is an efficient and effective diagnostic laboratory. The existing facility is woefully antiquated and does not provide the degree of containment and biosecurity that is expected in today's diagnostic environment. It may be an opportune time for Kansas State University to work with the Kansas Animal Health Commissioner/Department of Agriculture and combine the relatively small State Laboratory in Topeka with the Kansas Veterinary Diagnostic Laboratory in Manhattan. This may be able to be accomplished through major renovations of Mosier Hall or it may require new stand-alone facilities.
3. Finally, research associated with infectious diseases cannot be accomplished without adequate animal housing and Animal Bio-Safety Level 2 (ABSL-2) containment and

disposal. Completing the Large Animal Research Center (LARC) expansion by increasing the number of ABSL-2 rooms and building a necropsy and tissue disposal facility in association with this facility is critical for our success.

**Budget for a \$5 Million Increase to the CVM Base**

**Faculty Recruitment: \$3,486,650**

Four tenure-track faculty members (full professor [a KBA Eminent Scholar with an associated assistant professor], 1 full or associate professor and 1 associate professor, both KBA Rising Stars) will be recruited. These faculty members will have research expertise in one of the college’s research themes. They will have 4 assistant scientists, 4 postdoctoral fellows, and 1 research assistant professor associated with their programs. The salary and start-up funds of the Eminent Scholar and Rising Stars will be matched by the Kansas Bioscience Eminent Scholars and Rising Stars programs and the start-up funds of the other tenure-track faculty member will be allocated over 2 years. Rented laboratory (6,000 sq ft) and office (7 offices, 1,050 sq ft) space will be required for these scientists.

Position	Salary	Lab & Office Rental	Start-Up Funds	Comment
<b>KBA Eminent Scholar</b>	<b>\$125,000*</b>	<b>\$53,900</b>	<b>\$750,000*</b>	<b>*Match by KBA</b>
Assistant Professor	130,000	26,950	250,000**	**1/2 of 2 yr fund
Postdoctoral Fellow	70,000			
Postdoctoral Fellow	70,000			
Assistant Scientist	45,000			
Assistant Scientist	<u>45,000</u>			
<b>SUBTOTAL</b>	<b>\$485,000</b>			
<b>KBA Rising Star</b>				
<b>Full or Assoc Professor</b>	<b>\$ 90,000*</b>	<b>\$41,400</b>	<b>\$600,000*</b>	<b>*Match by KBA</b>
Res Asst Professor	100,000			
Postdoctoral Fellow	70,000			
Assistant Scientist	<u>45,000</u>			
<b>SUBTOTAL</b>	<b>\$305,000</b>			
<b>KBA Rising Star</b>				

<b>Associate Professor</b>	<b>\$ 75,000*</b>	<b>\$41,400</b>	<b>\$400,000*</b>	<b>*Match by</b>
				<b>KBA</b>
<b>Postdoctoral</b>	<b>70,000</b>			
<b>Fellow</b>				
<b>Assistant Scientist</b>	<b><u>45,000</u></b>			
<b>SUBTOTAL</b>	<b>\$190,000</b>			
<b>Fringe Benefits</b>	<b>\$343,000</b>			
<b>TOTAL</b>	<b>\$1,323,000</b>	<b>\$163,650</b>	<b>\$2,000,000</b>	

**Grand Total = \$3,486,650**

**Faculty Retention: \$150,000**

Targeted faculty enhancements (20 faculty members at \$7,500 each)

**Graduate Student Enhancement: \$571,080**

Tuition wavier (90 GRAs at \$5,012 for 15 credits) = \$451,080  
 DVM/PhD tuition (3 students at \$40,000 per year) = \$120,000

**Research Infrastructure: \$121,500**

(2 Grant support staff; compliance-support and grant specialists at \$45,000 each)

**Renovation: \$500,000**

(4 Laboratories at \$125,000 each)

**Contingency: \$170,770**

(3.4%)

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**\$5,000,000**

It is anticipated that these recurring funds will allow additional faculty members to be hired after year 1 or 2 because expenses such as renovations and start-up funds should be covered by new funds to the facilities and administrative cost base from increased grant awards to the new faculty. In addition, after 2 to 3 years it is anticipated that some of the junior-level scientists (postdoctoral fellows and research assistant professor) will be funded from the principal investigator's grant awards.

**Fort Hays State University State General Fund enhancement request #1-**

(Attachment D)

Fort Hays State University would like to increase the class size of the Kansas Academy of Math and Science (KAMS) program by 8 or 15 students. Included here as an attachment is the budget projections for the current number of students (25), a new level of 33 and an additional level at 40. Originally the program was designed at a level of 40 students per class but due to budget constraints within the State at the time of the request the program was downsized to 25.

FHSU is requesting a SGF enhancement of \$109,500 to support a class size of 33 and \$203,200 to support a class size of 40. Details of each request are included in the attached budget spreadsheet.

FHSU believes this request supports the governor's plan to improve the economic environment of Kansas by providing a better educated workforce. As KAMS students are some of the best and brightest in the State, giving them an opportunity to accelerate their education and enter the workforce sooner provides support for economic growth.

**Fort Hays State University**  
**Project: KAMS Budget**  
**Period: 7/1/11-6/30/12**

(Attachment D)

	25 Students Per Class (50 total)			33 Students Per Class (66 total)			40 Students Per Class (80 total)		
<b>Revenue</b>									
Base State Aid*	189,000			249,480			302,400		
State General Fund	496,194			605,688			699,323		
Institutional Funding Streams	0			0			0		
Grants/Gifts	0			0			0		
<b>TOTAL REVENUE EXPENSES</b>			<b>685,194</b>			<b>855,168</b>			<b>1,001,723</b>
<b>A. Personnel</b>	<b>Wages</b>	<b>Fringe</b>	<b>Total</b>	<b>Wages</b>	<b>Fringe</b>	<b>Total</b>	<b>Wages</b>	<b>Fringe</b>	<b>Total</b>
Director	75,222	25,049	100,271	75,222	25,049	100,271	75,222	25,049	100,271
Faculty									
<i>Seasonal</i>	10,000	3,330	13,330	15,000	4,995	19,995	22,000	7,326	29,326
Support Staff									
Assistant Director of Student Services	60,139	20,026	80,165	60,139	20,026	80,165	60,139	20,026	80,165
Financial Administrator	37,954	12,639	50,593	37,954	12,639	50,593	37,954	12,639	50,593
Marketing/Recruiting Specialist	0	0	0	32,000	10,656	42,656	32,000	10,656	42,656
Admin Assistant	26,202	8,725	34,927	26,202	8,725	34,927	26,202	8,725	34,927
PhD Psychologist	0	0	0	0	0	0	0	0	0
Other: Student Assistant	15,000	300	15,300	17,000	340	17,340	17,000	340	17,340
<b>TOTAL</b>	<b>224,517</b>	<b>70,069</b>	<b>294,586</b>	<b>263,517</b>	<b>82,430</b>	<b>345,947</b>	<b>270,517</b>	<b>84,761</b>	<b>355,278</b>
<b>EQUIPMENT</b>									
General Office	0			0			0		
Equipment for Classroom	0			0			0		
<b>TOTAL</b>			<b>0</b>			<b>0</b>			<b>0</b>
<b>OTHER OPERATING EXPENSES</b>									
Books	54,000			71,280			86,400		
General Office	10,000			10,000			15,000		

Postage	1,000		1,320	1,600
Phone	2,880		2,880	2,880
Software	500		500	1,000
Classroom Supplies/Software	10,000		12,000	18,000
Other: Travel	4,000		4,000	4,000
<b>TOTAL</b>		<b>82,380</b>	<b>101,980</b>	<b>128,880</b>
<b>RESIDENTIAL FACILITIES</b>				
Other :Capital Improvements	0		4,000	4,000
<b>TOTAL</b>		<b>0</b>	<b>4,000</b>	<b>4,000</b>
<b>TRANSPORTATION</b>				
Local	1,000		1,320	1,600
Field Trips & Activities	0			4,000
Other	0		0	0
<b>TOTAL</b>		<b>1,000</b>	<b>1,320</b>	<b>5,600</b>
<b>SPECIAL ACTIVITIES</b>				
Guest Speakers	0		0	0
Other: Preview Day	1,363		1,799	2,181
Other: Student Life Supplies	0		0	0
<b>TOTAL</b>		<b>1,363</b>	<b>1,799</b>	<b>2,181</b>
<b>MARKETING</b>				
Travel	4,000		5,280	6,400
Printed Materials	6,000		7,920	9,600
Postage	4,000		5,280	6,400
Other	8,000		10,560	12,800
<b>TOTAL</b>		<b>22,000</b>	<b>29,040</b>	<b>35,200</b>
<b>RESTRICTED FEES</b>				
Tablet PCS	30,000		37,500	60,000
Tuition and Fees	242,865		320,582	388,584
<b>TOTAL</b>		<b>272,865</b>	<b>358,082</b>	<b>448,584</b>

September 21-22, 2011

Discussion Agenda | Wednesday

OTHER							
Evaluation	8,000			10,000			14,000
Other ADT	3,000			3,000			8,000
TOTAL			11,000			13,000	22,000
TOTAL EXPENSES			685,194			855,168	1,001,723
NET LOSS/GAIN			0			0	0

\* \$ 3,780 base state aid per student

**Fort Hays State University State General Fund enhancement request #2-**

(Attachment D)

Fort Hays State University seeks State General Fund support for its recently approved Information Systems Engineering program. A brief description of the program follows:

Information Systems Engineering is a systematic and interdisciplinary means of approaching and exploiting information in and across physical, mathematical, business, social science, legal and information science disciplines. It is the incorporation of complex information systems involving software, digital storage and retrieval, networks, Human Computer Interaction, Information Security/Information Assurance, digital design, and electronic media. The undergraduate Bachelor of Science degree is designed to prepare entry level engineers who are prepared to work with complex information systems and who have the skills and knowledge to advance steadily in their careers.

The need for the program can best be defined by the following:

*The Bureau of Labor Statistics, Occupational Handbook, 2010-2011 Edition*, Bureau of Labor Statistics (2010) projects that the second fastest growing category of occupations is “Network Systems and Data Communications Analysts.” Job growth in this category is projected to increase 53% between 2008 and 2018. This is projected to be the 2nd fastest growing occupational category in United States over the time period. The median 2008 wages for this category are \$71,100. 155,800 new jobs are projected to be created in this occupation category. Information Systems Engineers are a high value, high skill subset of the category. A closely related occupational category – “Software Engineers, Applications” is projected to have a 34% increase in jobs resulting in an increase of 175,100 new positions with an average salary of \$85,430. This category is projected by the Bureau of Labor Statistics to be the 15<sup>th</sup> fastest growing occupational category. Both categories require a bachelor degree.

A significant part of the overall engineering program will be the recruitment of students with an interest in this type of educational venture. To support recruitment FHSU is proposing a Summer Academy focusing on two areas, those students who might be interested in participating in the KAMS program and those who are interested in engineering but may not wish to leave their current high school environment. FHSU is seeking State General fund support for the Summer Academy that will enroll 90 students.

The budget for both programs is attached showing a total request of \$750,000.

**Information Networking Engineering  
Program  
Fort Hays State University  
Budget Request FY13**

(Attachment D)

**Salaries:**

Faculty	2	\$125,000		\$250,000
Administrative Assistant	1	\$40,000		\$40,000
Total Salaries and Benefits				\$290,000
OOE				\$25,000
Equipment				\$180,500
Software				\$25,000
Total Other				\$230,500
Total Engineering				\$520,500
Summer Academy Expense				
Faculty				\$ 72,000
Tuition	90	\$750		\$67,500
Housing	90	\$1,000		\$90,000
Total Summer Academy				\$229,500
Total SGF Request				\$750,000

**Pittsburg State University's Polymer Initiative  
From Education and Research to Production**

(Attachment E)

From its nationally recognized plastics engineering technology program, Pittsburg State University has built a world-class polymer research program that now attracts federal funding, corporate partners, and scientists from throughout the world. Located in the Tyler Research Center since 2007, the Kansas Polymer Research Center (KPRC) provides Kansas with an opportunity to capitalize on key state agricultural resources. As a natural next step, the university proposes to establish a set of academic programs and program enhancements that leverage the success, capacity, and expertise present in the KPRC. Two academic departments, situated in two separate colleges of the university (Arts/Sciences and Technology), have envisioned a plan that will produce chemistry and plastics engineering graduates who are uniquely prepared for careers in the critical and growing areas of plastics and polymer chemistry. Undergraduate and graduate programs in polymer science will provide the foundation for expansion of Pittsburg State University's impact in the field of polymers.

**Pittsburg State University's Capacity**

The Department of Chemistry is approved by the American Chemistry Society. Currently, the department offers basic foundation science courses in Chemistry and Organic Chemistry and specialty courses in Polymer Chemistry. Graduates of this program are employed in various research areas as well as various professional fields such as pharmacy and chemical engineering following further study.

The Plastics Engineering Technology Program has produced graduates employed by companies such as Rubbermaid, Coleman, and Charloma. These graduates have taken part in the design and manufacture of plastic products for the food, aircraft, automotive, electrical wiring, RV, lawn care, and medical industries.

The Kansas Polymer Research Center (KPRC) at Pittsburg State University is one of the world's leading centers specializing in vegetable oil-based polymer research and development. KPRC scientists work with industrial partners, state and federal agencies, and producer associations on developing and commercializing PSU's intellectual property. Pittsburg State researchers have developed a line of plastics made from soybean oil with application potential in such areas as automotive, construction, home furnishings and agriculture development. As testament to their cutting edge work, these scientists won the 2007 Presidential Green Chemistry Challenge Award for plastics research.

**Workforce Implications**

Polymer chemistry is vital in fields that develop products such as plastics and synthetic fibers; agricultural chemicals; paints and adhesives; and biomedical applications such as artificial skin, prosthetics, and the nicotine patch that helps smokers overcome their smoking habit. On a web site regarding Polymer Chemistry careers, the American Chemical Society notes that estimates suggest that as many as 50% of all chemists will work in polymer science in some capacity during their careers. Expanded course work and degree programs in polymer chemistry will provide the expertise and skill sets needed in this broad field. Undergraduate and graduate students will receive outstanding educational opportunities in the disciplines of Polymer Chemistry and Plastics. Combined with Plastics Engineering, students with a strong foundation in Polymer Chemistry will be uniquely qualified in areas of product design and manufacturing knowledge, and a materials research experience. A graduate of this program would be prepared to make an immediate impact in a wide range of plastics industry career opportunities.

Given the history and focus of the university in relation to polymer research and related applications, this initiative is a logical next step. This initiative and its resulting capacity have the potential to propel Pittsburg State University to the forefront in the field of Polymer Chemistry and its application in material science as well as other relevant fields. An investment of \$1,000,000 in new FY2013 base funding is requested for this initiative.

September 1, 2011

(Attachment F)



September 8, 2011

Andy Tompkins  
President and CEO  
Kansas Board of Regents  
1000 SW Jackson Street, Suite 520  
Topeka, KS 66612-1237

Dear Andy:

As the Kansas Board of Regents (KBOR) works to integrate the goals of Foresight 20/20 into the State's higher educational system, Wichita State University (WSU) continues to adapt its mission and goals to help the KBOR meet these goals. WSU also realizes that our mission and goals must meet the priorities of the new administration.

The Governor has been clear on his support of higher education. He believes higher education is the key to our state's economic recovery, and that we should focus on our areas of expertise and be the best in these areas. He also believes that Kansas is a low tuition cost state. To reach these goals he has pledged stable funding and new resources focused on specific programs that benefit the economy and jobs.

The KBOR in consultation with the CEO's of higher education institutions decided to focus on three key areas to address the Governor's expectations: efficiency, excellence, and economic development.

**Efficiency**

- WSU is now preparing students to enter the work force in FY2016 with state funding levels below FY2006.
- Tuition revenues for the first time are greater than state revenues.
- Federal grants and research dollars are in a state of flux due to the national economy and debate on the size of the federal government. WSU must prepare for a reduction of federal dollars.
- Inflationary pressures in commodities continue to have an impact on our ability to maintain needed programs in this no or low growth environment.

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WICHITA STATE UNIVERSITY | Office of the President | 1845 Fairmount Street | Wichita, Kansas 67260-0001  
tele: (316) 978-3001 | fax: (316) 978-3093

- Many of our employees have not had a raise since FY2009. Open positions remain unfilled and many of our well trained employees have better opportunities in other states or business fields.
- A focus on rankings also impact funding levels as revenues need to be reassigned to improve rankings in specific programs.
- WSU has focused on efficiency and will continue to do more, but it is clear that we have had to focus on efficiency over the past few years in order to continue to meet our mission.

#### **Excellence**

##### *Engineering/National Institute for Aviation Research (NIAR)*

- South Central Kansas has the largest aviation cluster in the world and the largest composite cluster in America.
- WSU is the home of the National Center for Advanced Materials Program (NCAMP); essentially we are the underwriter's laboratory for composite materials.
- Our research in advanced materials has helped our manufacturing base look at ways to diversify in bio materials and wind energy.
- Engineering students have a unique opportunity to work on cutting edge research and exposure to current industry practice in a real world applied educational setting.

##### *Health Services*

- South Central Kansas is home to the largest regional medical center in Kansas.
- WSU has the only physician's assistant program in the state.
- WSU just open the Advanced Education in General Dentistry (AEGD) to help meet the need for more dentists and to improve outreach to those who are underserved.

##### *Co-operative Education and Work-Based Learning (CO-OP)*

- WSU is located in an urban setting and is its 14th largest employer.
- Wichita has a large industry base for hands on experience; our largest employers include: Spirit, Cessna, USD 259, Hawker Beechcraft, Via Christi, State of Kansas, City of Wichita, Sedgwick County, US Government, Boeing, Bombardier, Koch, Wesley, Wichita State University, AGCO Corporation, Catholic Diocese, US Postal Service, Johnson

Controls/York Int., The Veteran's Administration, Cox Communications, Cargill, Coleman, and USD 261.

- WSU's five professional colleges and college of Liberal Arts and Science uniquely fit the business needs of our region.
- These co-op opportunities are located minutes away from our WSU campus but also allow our students to travel all over the world.

#### **Economic Development**

- The largest economy in the state of Kansas is manufacturing.
- WSU will continue to focus on our aviation and composite clusters.
- WSU will help to diversify the industrial base through research in bio medical devices and wind energy.
- WSU will continue to serve our regional medical center to help grow this vital Kansas industry.
- WSU has future plans to help the Kansas economy by looking to expand our focus in oral health.
- WSU has future plans to focus on networking and computer storage to meet these growing industries.

#### **Legislative Priorities**

Understanding the inputs we have outlined above, WSU's suggested legislative platform for the upcoming legislative session is as follows:

- Improve communications about the economic importance of higher education.
- Insure stable funding for higher education.
- Inflationary factors facing higher education in this no or low growth environment cannot be overlooked. WSU believes that the Higher Education Price Index (HEPI) is the right indicator for higher education inflation and that an inflationary adjustment to the base budget should be a priority for the KBOR.

- Tuition will need to be used to make up any unfunded differences in this inflationary figure.
- Maintain the state's engineering program.
- Maintain the state's economic development program for Cancer, Animal Health and Aviation funding.
- Continued support of the needs of the aviation cluster in Kansas as prescribed by the aviation industry.

Thank you for allowing us input on the critical needs for higher education funding. We believe our needs or requests are congruent with those of the KBOR. We look forward to further conversation, welcome any feedback, and would be glad to answer any questions. Again thank you for valuing our input in this process.

Respectfully,



Donald L. Beggs  
President



Andy Schlapp  
Executive Director  
Government Relations

(Attachment G)



September 9, 2011

Andy Tompkins, CEO & President  
Kansas Board of Regents  
1000 SW Jackson, Suite 520  
Topeka, KS 66612

Dear Andy,

We were asked to submit our legislative items with fiscal notes to you by today. After consultation and discussion, the Community Colleges wish to bring forth two items with fiscal costs and will be submitting other non-cost legislative items by the other deadline, prior to October. Some of our items would save the state and the colleges money.

First, Kansas Community Colleges ask that a three year, \$20 Million per year phase in approach be taken to fund the tiered funding formula created last legislative session under SB 143. (Total cost of funding the formula now \$59+Million.) We understand that state revenues are up, that technical education and creation of a skilled workforce that can fill the needs of our business and industry partners is critical to Kansas economic recovery. Our technical education programs and customized business and industry training make us regional training centers; and, we know if we train locally, we have a skilled workforce to hire locally, and this will support, among other things, the Governor's Rural Opportunity Zone programs. The Board's own study on return on investment can establish both the small cost to the State and the huge return on investment these programs have in terms of community and economic development, working adults, less enrollment in assistance programs and unemployment; increasing state revenues and in making Kansas a desirable place for businesses to relocate. We do not believe, with the cuts we have endured in the past two years, technical education can continue to thrive without state support and partnering. Our business and industry partners tell us Engineering Technicians are very important to the economy and to the business bottom line. Last year saw some \$15 Million in a very tight fiscal year go to state university engineering initiatives. We are asking only \$5Million more than that for all 26 two year public institutions this year for all technical programs needed in Kansas. We ask that the phase in have a direct focus on regional workforce needs and connection to job growth. Local program customization should be based on employment needs and business growth or attraction/service to new businesses.

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Secondly, the Community Colleges are concerned about the Kansas Library Card program or the access to research services and databases being defunded. This impacts student learning and success as well as faculty and community resources. We seek a full discussion of this item as we understand the fiscal note to be at least \$800,000. Are there less costly alternatives, or other ways to accomplish this same function?

Thank you for allowing us the opportunity to provide these legislative items. We will be providing the remainder of our items, having no fiscal costs, prior to October or at the deadline you have set.

Sincerely,

Linda Fund, Executive Director  
Kansas Association of Community College Trustees

**2. Authorize Naming of Building – KU**

**Eric King,  
Director of Facilities**

The University of Kansas requests authorization to name the Driver Training Facility at the Kansas Law Enforcement Training Center. The \$4.5 million dollar driver training complex is situated on a 140-acre tract of land adjacent to KLETC's main campus. The 1.75 mile emergency vehicle operation driver training course features an emergency vehicle skills track, a vehicle skid pad with water recovery system, challenging driving conditions utilizing various types of driving surfaces and roadway conditions, and intersections and traffic control signals that law enforcement officers encounter daily. The complex also includes two separate buildings providing two technology equipped classrooms, a vehicle driver training simulator training room, and a maintenance garage for maintaining a fleet of 14 driver training vehicles.

- 3. Adopt Updated Resolution Transferring Board's Authority to Exercise Management Control Over Security of Certain Biosecurity Research Institute (BRI) Related Classified Information to a Security Executive Committee – KSU**
- Julene Miller,  
General Counsel**

### **Summary and Staff Recommendation**

*Kansas State University requests that the Board again consider adopting a Resolution to preclude the Regents from exercising management control over classified information that is accessible to the University under projects involving the National Center of Medical Intelligence and other similar entities, and transferring such control to a University Security Executive Committee. In support of the University's pursuit of this Biosecurity Research Institute project, the Board first adopted a Resolution of this nature at its March 2009 meeting, accompanied by a requirement for annual feedback from the Security Executive Committee regarding its activities. Adoption of such a Resolution (and updating it as new Regents take office) is necessary in order to exclude the Regents from a federal law requirement that they each individually obtain the Personnel Security Clearance necessary to access Top Secret Information.*

### **Background**

In May of 2001, the Board approved a \$40,000,000 capital improvement request to begin design and construction of phase one of a food safety and security research facility<sup>5</sup> at Kansas State University, pending approval of a research specific bond initiative.<sup>6</sup> The purpose of the facility was to allow expansion of the University's capacity to conduct research in areas relevant to emerging biological and chemical threats for pre- and post-harvest food safety, animal disease, crop plant resistance to disease and pests, and countermeasures for biological and chemical agents, thus providing a mechanism for protection against emerging threats, whether natural, accidental or intentional. Developing its building program for this project in the time period surrounding the events of September 11, 2001, the University recognized that some funding for a project of this nature might be available through federal entities such as the new White House Office of Homeland Security, Homeland Security Counsel, Department of Agriculture and Department of Defense, and began investigating potential opportunities to partner with one or more of those entities. One partnership that came to fruition was with the Department of Defense (DoD) Intelligence Agency, which provided \$14,000,000 in funding for most of the fixed equipment in the BRI with the expectation that classified information might be necessary to guide BRI research and that such information would need to be protected. Facility clearance is a required component of this process.

One of the DoD requirements for Facility Clearance is that all officials with management authority over the BRI, or over policies regarding documents housed at or accessible to the University, must either obtain Personnel Clearance or be excluded by the DoD from this requirement. Because Kansas law gives the Board governing authority over the state universities and the universities' contracts, the DoD has determined that members of the Board of Regents are officials who either must obtain a clearance or delegate their management authority.

Personnel Clearance for this particular project and type of classified information (top-secret) requires a "single scope background investigation" that is very involved. That type of investigation usually takes several weeks to complete, and requires responding to a 30- page security questionnaire, which federal agents then use to conduct a comprehensive review of criminal, civil, credit, local agency checks, education verification, employment

<sup>5</sup> The name of the project was changed to "The Biosecurity Research Institute" (BRI) in 2003.

<sup>6</sup> The 2002 Legislature enacted the University Research Development Enhancement Act, K.S.A. 76-777 *et seq.*, authorizing the Board to form a subsidiary corporation known as the University Research and Development Enhancement Corporation (URDEC) to work with KDFRA to issue bonds to finance the costs of constructing this and other research and development facilities.

verification, social security identity verification, a polygraph and other reviews to determine any dependencies or involvement with persons or entities deemed to be a potential threat to U.S. intelligence. This type of clearance must be renewed every five years.

To be excluded from the personnel clearance requirement, the DoD requires adoption of a Resolution that transfers authority to exercise management control and supervision over security of certain classified information to a University Security Executive Committee. In this case, the DoD has determined that the Security Executive Committee must include Kansas State University's President, Provost, Vice President for Research, and Facility Security Officer, and their successors, each of whom will be required to undergo Personnel Clearance requirements. The Resolution must be updated each time new Regents take office. Even if the Board adopts the updated Resolution to exclude new Regents from the more extensive background investigation requirement, a few checks are still required due to the Board's authority to set policy for the University. These checks are much more limited, however, requiring only a record check through the National Crime Information Center and the Terrorist Watch List, and social security numbers will be compared to names to be sure there is a match (identity verification).

When faced with similar DoD requirements, the Boards of Regents of Arizona, the Texas A&M University System, Texas Tech University System and the University of California each chose to adopt resolutions. The Arizona Board of Regents and the Board of Regents of the Texas A&M University System each designated one Regent as a member of the relevant management teams, thus requiring clearance for that one Regent, and excluded all the other Regents. The Board of Regents of the Texas Tech University System excluded all of the Regents from clearance. The Board of Regents of the University of California adopted a resolution providing that the Board Chair, a minimum of a quorum of the Board, and the Board CEO would all serve as members of its management team would be processed for clearance. Just one Regent was excluded from the requirement.

In March of 2009, this Board first adopted a Resolution of this nature, thereby allowing the University to move forward to seek Facility Clearance for this project. The Resolution was most recently updated in October of 2010.

### **Summary and Staff Recommendation**

If the Board desires Kansas State University's continuance of the project and to be excluded from Personnel Clearance requirements that accompany the Facility Clearance process, the Board must adopt an updated Resolution that transfers its management control over the classified information that may become available to individuals at the University. The Resolution is set forth below, and provides that such authority would then reside in a Security Executive Committee comprised of the President, Provost, Vice President of Research and Facility Security Officer for Kansas State University.

Alternatively, the Board could decide to exclude some of its members and place others on the Security Executive Committee, place a Board staff member on the Committee, or any combination thereof.

Staff recommends that the Board adopt the Resolution set forth below, thereby continuing the transfer of Board authority to exercise management control and supervision over classified information that is, or may become, accessible to Kansas State University researchers. Staff bases this recommendation on the following: 1) The Board has already, pursuant to K.S.A. 76-712 and Board Policy, delegated responsibility for administration of the affairs of the University, including management of records and other information, to the President of the University; 2) the President of the University is to be a member of the Security Executive Committee; 3) the remaining members of the Security Executive Committee are employees of the University; 4) a Regent participating on the Security Executive Committee would not necessarily have access to classified information directly, but rather have only such information as is necessary to make management decisions regarding the security of the information; 5) a Regent participating on the Security Executive Committee could not report any specific knowledge of classified information to other members of the Board; and 6) the Resolution is not

irrevocable – if at any time the Board decides the arrangement is unworkable, it may reconsider, amend the Resolution, and place one or more Regents or a Board staff member on the Security Executive Committee. The selected Regent or staff member would then be subject to the Personnel Clearance requirements.

It is also recommended that the Board continue to require annual feedback from the Security Executive Committee regarding its activities.

### **Proposed Updated Resolution**

**A RESOLUTION OF THE KANSAS BOARD OF REGENTS TO TRANSFER AUTHORITY TO EXERCISE MANAGEMENT CONTROL AND SUPERVISION OVER SECURITY OF CLASSIFIED INFORMATION PROTECTED PURSUANT TO EXECUTIVE ORDER 12958, AS AMENDED, ITS SUCCESSOR OR PREDECESSOR ORDERS, AND THE ATOMIC ENERGY ACT OF 1954, AS AMENDED, AND IN THE POSSESSION OF KANSAS STATE UNIVERSITY; SUCH AUTHORITY TO BE TRANSFERRED TO A LEGALLY CONSTITUTED SECURITY EXECUTIVE COMMITTEE COMPOSED OF THE KANSAS STATE UNIVERSITY PRESIDENT, THE KANSAS STATE UNIVERSITY PROVOST, THE KANSAS STATE UNIVERSITY VICE PRESIDENT FOR RESEARCH AND THE KANSAS STATE UNIVERSITY FACILITY SECURITY OFFICER.**

---

**WHEREAS**, the Kansas Board of Regents (the "Board") is vested under the Constitution and laws of the State of Kansas with supervision and control over Kansas State University (the "University") and is authorized under such laws to adopt this Resolution and perform, execute and carry out, or cause to be performed, executed and carried out, the powers, duties and obligations of the Board under this Resolution in connection with the University's operation as a Contractor pursuant to Department of Defense Directive No. 5220.22-M, "National Industrial Security Program Operating Manual," dated February 28, 2006; and

**WHEREAS**, the Board has, pursuant to K.S.A. 76-712, delegated responsibility for administration of the affairs of the University to the chief executive officer ("President") of the University; and

**WHEREAS**, the Defense Security Service and the Board have heretofore determined that, in order for the University to obtain Facility Clearance pursuant to Department of Defense Directive No. 5220.22-M, supra, it is advisable to specifically, by Board Resolution, transfer authority to exercise management control and supervision over security of classified information protected pursuant to executive order 12958, as amended, its successor or predecessor orders, and the atomic energy act of 1954, as amended, and disclosed to the University, to a Security Executive Committee composed of the University President, the University Provost, the University Vice President for Research and the University Facility Security Officer; and

**WHEREAS**, the University President, the University Provost, the University Vice President for Research and the University Facility Security Officer have been processed for a personnel security clearance for access to classified information to the level of the facility security clearance to be granted to the University, as provided for National Industrial Security Program established by Executive Order 12829.

**NOW THEREFORE, BE IT RESOLVED BY THE KANSAS BOARD OF REGENTS, AS FOLLOWS:**

**SECTION 1.** The Board hereby transfers authority to exercise management control and supervision over security of classified information protected pursuant to Executive Order 12958, as amended, its successor or predecessor

orders, and the atomic energy act of 1954, as amended, and disclosed to the University, to the University Security Executive Committee. This transfer includes responsibility over all matters involving the security of such classified information in the possession of the University.

**SECTION 2.** The University Security Executive Committee to which the Board transfers authority under Section 1 shall consist of four members, each of whom have been processed for a personnel security clearance for access to classified information to the level of the facility clearance granted to the University. The four members shall be the following individuals, or their successors once cleared:

- President, Kirk H. Schulz
- Provost, April C. Mason
- Vice President for Research, Ronald W. Trewyn
- Facility Security Officer, Craig A. Beardsley

**SECTION 3.** The following members of the Kansas Board of Regents agree that they shall not require, shall not have, and can be effectively excluded from, access to all classified information protected pursuant to executive order 12958, as amended, its successor or predecessor orders, and the atomic energy act of 1954, as amended, that is disclosed to the University and will not knowingly take action to affect adversely the policies and practices of the University in the performance of classified contracts of the Department of Defense, or associated User Agencies with the National Industrial Security Program, awarded to the University.

- Mildred Edwards
- Christine Downey-Schmidt
- Dan Lykins
- Juana Perkins
- Tim Emert
- Ed McKechnie
- Fredrick Logan, Jr.
- Robba Moran
- Kenneth Wilk

**CERTIFICATE**

We, the undersigned Chair and President and CEO of the Kansas Board of Regents (the "Board"), hereby certify that the foregoing Resolution was lawfully adopted by the Board at its meeting held on September 21, 2011.

**KANSAS BOARD OF REGENTS**

(SEAL)

By \_\_\_\_\_  
Ed McKechnie, Chair

**ATTEST:**

By \_\_\_\_\_  
Andy Tompkins, President and CEO

#### 4. Review Regents' Self-Identified Conflict of Interest

##### Summary and Staff Recommendation

*In accordance with the Board's policy, Regents have reported their actual and apparent conflicts of interest on forms provided to them by Board staff. A summary of those reports is before the Board for review and/or determination of whether any restrictions should be placed on the reported activities.*

*Staff recommends approving continued membership of Regents on the identified boards because 1) service on the boards of affiliated corporations that exist to raise and manage funds for respective educational institutions is generally in line with the Board's mission and goals and would be unlikely to constitute an actual conflict of interest for the Regents involved, and 2) service of a member of the Kansas Board of Regents on the Washburn Board of Regents is provided for statutorily. Board approval of continued service of these Board members on these boards should be conditioned on the members recognizing that their duty is first and foremost to the Kansas Board of Regents and that if any actual conflict does arise, they will take appropriate action to manage or remedy the conflict.*

*With regard to the contract/transaction in which a Regent has a reported an interest, staff recommends directing the involved Regent to excuse himself from participating on behalf of the Board in matters involving or related to that contract or transaction.*

##### Background

At its June 2010 meeting, the Board of Regents adopted policy governing Board member conflicts of interest.

This policy calls for Board member disclosure of certain transactional interests, memberships and affiliations, and provides that the Board will review the disclosures and make participation determinations at its September meeting.

Disclosure forms were provided to Board members at the August 2011 retreat for completion and return to the Board President and CEO. All completed forms have been received and reviewed by President Tompkins and the Board's general counsel. A summary of the disclosures (responses to any question answered in the affirmative) is provided below.

In accordance with Board policy, the Board is to now:

- Include the reported Interests in the minutes of a Board meeting; and
- With regard to each reported membership or affiliation on a governing board or affiliated corporation, make a determination regarding the permissibility of accepting or continuing to serve in such capacity; and
- With regard to each contract or transaction, direct the involved Regent to excuse him or herself from participating on behalf of the Board in actions involving that contract or transaction.

##### Memberships and Affiliations

**The** Board policy requires that the Board, together with the involved Regent, "make a determination regarding the permissibility of accepting or retaining such an appointment in accordance with the following guidelines:

"(i) If an independent observer, having knowledge of all the relevant circumstances, would reasonably conclude that the Board member has an actual or apparent conflict of interest in holding such a position, the Board member should not accept or retain the position;

“(ii) If, however, involvement by the Board member would bring compelling benefit to the institution, the Board may approve such involvement subject to any conditions the Board deems appropriate to assure both propriety and the appearance of propriety.”

The reported memberships and affiliations to be reviewed by the Board pursuant to the above-quoted provision are as follows:

1. One Regent has reported service on the governing board of an *affiliated* corporation of an institution that is *governed* by the Board:
  - Regent Edwards serves as a member of the Board of Directors of the Wichita State University Alumni Association, Inc., an affiliated corporation of Wichita State University. Her current term expires June, 2012.
2. One Regent has reported service on the governing board of an *affiliated* corporation of an institution that is *coordinated* by the Board:
  - Regent Emert serves on the Independence Community College William Inge Festival Foundation, an affiliated corporation of Independence Community College, the purpose of which is to raise and manage funds to support the theater festival.
3. One Regent has reported service on the governing board of an *institution coordinated* by the Board:
  - Regent Lykins serves on the Washburn University Board of Trustees. (Regent Lykins has been appointed to this Board as the Kansas Board of Regents representative to the WU Board of Trustees in accordance with K.S.A. 13-13a04; it is an annual appointment by the KBOR with a one year term.)

Staff recommends approving continued service of these Board members on these boards: Service on the boards of affiliated corporations that exist to raise and manage funds for respective educational institutions, or to encourage and foster alumni participation in the institution, is generally in line with the Board’s mission and goals and would be unlikely to constitute an actual conflict of interest for the Regents involved; service of a member of the Kansas Board of Regents on the Washburn Board of Regents is provided for statutorily.

Board approval of continued service of these Board members on these boards should be conditioned on the members recognizing that their duty is first and foremost to the Kansas Board of Regents and that if any actual conflict does arise, they will take appropriate action to manage or remedy the conflict.

### **Contracts or Transactions**

The policy states that “no member of the Board having such interest shall participate on behalf of the Board in the authorization of any such contract or transaction.”

The reported contract or transaction in which a Regent has a direct or indirect interest is as follows:

1. One Regent has reported an Interest in an entity that has entered a contract or transaction with an *institution coordinated* by the Board for the performance of services:
  - Regent Emert is a partner in a law firm (Emert, Chubb & Gettler) that provides legal services and advice to Independence Community College.

Staff recommends directing the involved Regent to excuse himself from participating on behalf of the Board in matters involving or related to that contract or transaction: The Board of Regents would not typically have a role to play in whether a coordinated institution such as Independence Community College enters into a contract for legal services, and thus there would generally be no action by the Board from which the Regent would need

to excuse himself from participation. However, as this is a contract for legal services, there may be other considerations such as participation in certain attorney/client privileged communications, compliance with the Professional Code of Conduct, etc.

**V. Executive Session**  
**Board of Regents – Personnel Matters Relating to Non-Elected Personnel**

## CONSENT AGENDA

### VI. Reports

- |  |   |
|--|---|
| A. <i>Introductions</i>                            |   |
| B. <i>Report from the President &amp; CEO</i>      | Andy Tompkins, President & CEO              |
| C. <i>Report from System Council of Presidents</i> | President Calaway/Chancellor<br>Gray-Little |
| D. <i>Report from the Community Colleges</i>       | President Calaway                           |
| E. <i>Report from the Technical Colleges</i>       | President Edleston                          |
| F. <i>Report from Washburn University</i>          | President Farley                            |

### VII. Approval of Consent Agenda

- |   |                             |
|---|-----------------------------|
| A. <i>Academic Affairs</i>  | Regent Edwards              |
| <b>1. Act on Request for Approval for Additional Degree Granting Authority for the Following:</b> | <b>Gary Alexander,</b>      |
| a) <b>Grand Canyon University</b>   | <b>VP, Academic Affairs</b> |
| b) <b>WyoTech</b>   |                             |
| c) <b>National American University</b>  |                             |
| d) <b>American Public University</b>  |                             |

#### Staff Recommendation

*The following institutions request approval for additional degree granting authority: (1) Grand Canyon University, (2) WyoTech, (3) National American University, and (4) American Public University. After a thorough review of staff qualifications, record keeping systems, coursework, materials, website platforms and/or campuses, the listed institutions demonstrate they meet and maintain compliance with all of the statutorily imposed requirements described below. Staff recommends approval for additional degree granting authority.*

#### Summary of Institution Requirements

The Private and Out-of-State Postsecondary Educational Institution Act (Act) requires private and out-of-state postsecondary educational institutions to obtain Certificates of Approval from the Kansas Board of Regents (Board) in order to lawfully “operate” in Kansas. This Act not only covers “brick and mortar” schools having a physical presence within Kansas, but also schools that offer or provide on-line distance education to Kansans who remain in Kansas while receiving that education.

To qualify for a Certificate of Approval, an institution operating in Kansas subject to the Act must meet the standards established by the Act. In reviewing schools to determine if they meet the statutory standards, Board staff requires and reviews substantial documentation and evidence presented to demonstrate compliance of the schools to ensure proper facilities (with site reviews), equipment, materials, and adequate space are available to meet the needs of the students. A recent financial statement, proof of accreditation, evidence of compliance with local, county, state and national safety codes, enrollment agreements, copies of advertisements, schedules of tuitions and fees, and refund policies are reviewed by KBOR staff. Schools are also required to provide descriptions of their programs and courses, including class syllabi, clinical or externship contracts, instructor credentials; a statement of the objectives of the programs; and qualifications of administrators and owner information.

The Act does not allow the Board to deny approval to offer specific degrees in the State based on competition for clinical sites or duplication in programming. Further, the Commerce Clause of the United States Constitution and Federal Anti-Trust laws may even prohibit the State from statutorily banning the operation of

private or out-of-state educational institutions operating within its borders. However, clearly States may lawfully require that such institutions conform to certain standards designed to insure that the citizens of the State are protected and well-served.

### **Institution Requests**

#### **Grand Canyon University**

- a) Associate of Arts with an Emphasis in General Studies
- b) Associate of Arts with an Emphasis in Business
- c) Associate of Arts with an Emphasis in Christian Studies
- d) Associate of Arts with an Emphasis in Justice Studies
- e) Associate of Arts with an Emphasis in Health Care Administration
- f) Associate of Arts with an Emphasis in Education
- g) Bachelor of Science in Business Management

The Kansas Board of Regents first approved Grand Canyon University in September of 2010. Founded in 1949, Grand Canyon University is a private university located in Phoenix, Arizona. The university offers online and campus-based bachelor, master and doctoral degree programs through the Ken Blanchard College of Business, College of Education, College of Nursing, and College of Liberal Arts and Sciences and supports both traditional undergraduate students, as well as the working professional.

Grand Canyon University is accredited by The Higher Learning Commission, North Central Association of Colleges and Schools. This accrediting agency is recognized and approved by the United States Department of Education. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for degree granting approval.

#### **WyoTech**

- a) Associate in Specialized Technology in Motorcycle Technology and Management
- b) Associate in Specialized Technology in Marine Technology and Management

WyoTech received a Certificate of Approval to offer certificate and diploma programs in the State of Kansas in 1974. The Kansas Board of Regents first approved WyoTech for degree granting authority in September 2010. WyoTech, formerly known as Wyoming Technical Institute, focuses on college-level, career-oriented education in the automotive technology, diesel, motorcycle repair, plumbing, collision/refinishing, HVAC, and electrician career fields through the use of industry-based advisory committees. WyoTech's history began in June 1966 when 22 students from Wyoming and surrounding states started their careers in Automotive Technology in Laramie, Wyoming. Since then, WyoTech has graduated over 26,000 students from across the nation and several foreign countries.

WyoTech is accredited by the Accrediting Commission of Career Schools and Colleges, a United States Department of Education approved accrediting agency. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for degree granting approval.

#### **National American University**

- a) Associate of Applied Science in Electronic Health Record Support
- b) Associate of Applied Science in Computer Security
- c) Associate of Applied Science in Small Business Management
- d) Associate of Applied Science in Business Logistics

The Kansas Board of Regents first approved National American University (NAU) in October 2000. The main campus is located in Overland Park with a branch in North Kansas City, MO and two branch campuses in Wichita. The university was founded in South Dakota in 1941, and now has campuses located throughout the United States. The university began offering online coursework via the internet to students across the United States and internationally in 1996.

National American University is accredited by the Higher Learning Commission, a United States Department of Education approved accrediting agency, and it is a member of the North Central Association of Colleges and Schools. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for degree granting approval.

#### **American Public University**

- a) Associate of Arts in Criminal Justice
- b) Associate of Arts in Retail Management
- c) Bachelor of Science in Accounting
- d) Bachelor of Science in Retail Management
- e) Bachelor of Science in Nursing
- f) Master of Science in Accounting
- g) Master of Science in Information Technology
- h) Master of Science in Sports and Health Science
- i) Master of Arts in Psychology

The Kansas Board of Regents first approved American Public University in September of 2008. The school traces its history to 1991 with the establishment of the American Military University in Virginia. It was founded for the purpose of providing military officers an opportunity to earn advanced degrees through distance education and has extended offerings to the public. The main campus is located in Charles Town, West Virginia. This system enables students to apply for admission, complete online orientation, register for courses, check degree progress and apply for graduation from the convenience of their home or office with 24/7 access to these online services. The university serves more than 30,000 military and public service professionals with relevant distance learning programs in all 50 states and territories and in more than 125 foreign countries.

The American Public University System is accredited by the Higher Learning Commission of the North Central Association of Colleges and Schools and the Distance Education and Training Council (DETC). Both are recognized by the U.S. Department of Education. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for degree granting approval.

**2. Approve Requests for Degree and Certificate Programs Submitted from Johnson County Community College and Wichita Area Technical College**

**Blake Flanders,  
VP, Workforce Development**

**Summary and Staff Recommendation**

*Each month community colleges and technical colleges submit requests for the approval of new certificate and degree programs. The Board office received a number of new program requests to be implemented in 2011-2012. The programs submitted addressed all criteria requested and were subject to the 14 day comment period required by policy. The programs were reviewed by the Technical Program and Curriculum Committee of the Postsecondary Technical Education Authority and the Authority recommends approval.*

**Background**

Community colleges and technical colleges submit requests for new certificate and degree programs each month utilizing forms approved by staff. Criteria addressed during the application process include, but are not limited to, the following:

- Student and employer demand for the program
- Current and projected job openings and anticipated wages
- Level of program duplication across institutions, based on Classification of Instructional Program (CIP) code, and any efforts to collaborate to provide the needed program
- Rationale for why collaboration is not a viable option and/or need for a duplicative program
- Program description and designation of required and elective courses
- Measurable program outcomes and course competencies
- Process and frequency for review of program content, level of program success, and process for addressing any areas of concern
- Any specialized accreditation required and/or available for the proposed program
- Faculty qualifications and proposed student to faculty ratio
- Description of facilities and equipment needed and available
- Projected program costs and designation of adequate resources
- Membership of a steering/advisory committee for the program
- Approval by institutional academic committee and local governing board

**Description of Proposed Programs**

**Johnson County Community College** requests approval for the following new program:

Dietary Manager (51.3103). This request is for a program that is 27 credit hours in length that culminates at the Certificate A level.

Dietary Manager is a one-year (two-semester) program of study that prepares individuals to work with registered dietitians to provide quality nutritional care for clients. Certified dietary managers supervise dietetic services in long-term care facilities, hospitals, schools, correctional institutions and other non-commercial foodservice settings. They are trained to understand the basic nutritional needs of their clientele, implement diet plans, and are responsible for purchasing, sorting, preparing and delivering balanced nutritional meals. They are also responsible for ensuring that all food handling and storage is performed in a manner consistent with established sanitary and quality standards, and that food is protected in all phases of preparation.

The proposed program will seek approval from the Dietary Managers Association (DMA). Upon completion of the program, students will be eligible to sit for the dietary manager credentialing examination to become a

Certified Dietary Manager (CDM). This credential is awarded by the Certifying Board for Dietary Managers. There is no regulatory oversight of Dietary Managers in the state.

The proposed program of study consists of 27 credit hours and would be placed at the Certificate A level. The program includes 190 hours of work or internship experience. The college has secured clinical work experience placements at 18 long term care centers, 2 area centers on aging, one school food service center, and one acute care hospital. This program was requested by the alliance between JCCC and Olathe Medical Center in Olathe, Kansas, and will be housed at JCCC's new Olathe Health Education Center, which is expected to be completed fall 2011. Instruction will be face-to-face.

The proposed Dietary Manager program implementation budget is as follows:

- \$7,600 for adjunct faculty teaching two additional courses annually
- \$150 for DMA program approval process

Fiscal support will be provided through the reallocation of existing resources. Aside from two additional courses that need to be developed, the remaining courses already exist in the Food and Beverage Management program. The program director is currently employed on a full-time basis, and the college will utilize 4 registered dietitians currently serving as adjunct faculty in the Hospitality Management Department, thus no additional faculty are required for this program. As the program grows, additional faculty will be hired.

Anticipated enrollment will consist of 10 full time and 20 part time students.

There are currently two programs in public institutions in Kansas that offer dietary manager training, and prepare students for the Certified Dietary Manager credential. These are at Barton Community College and Coffeyville Community College. Barton CC was contacted by JCCC and does not have an objection to JCCC's proposed program. These two programs are also shorter in scope and length.

Employment for Certified Dietary Managers is expected to grow in the greater Kansas City area, given the employment possibilities in hospitals, long term care centers, schools and correctional facilities. The Kansas Occupational Outlook (2006-2016) projects an increase of 50 dietary managers in health care settings in the Kansas City area. The mean annual wage for dietary managers in urban settings is \$47,000 per the Dietary Managers Association salary survey for the Kansas/Missouri/Nebraska region. Letters supporting this program have been sent from: Saint Luke's Hospital of Kansas City, North Kansas City Hospital, Olathe Medical Center, and Miami County Medical Center in Paola.

No letters of objection were received in response to the proposed program.

The proposed program has been carefully reviewed by staff utilizing the above stated standards and criteria. Copies of the detailed program proposals are available for inspection.

### **Recommendation**

The program proposal was approved during the August 10, 2011 meeting of the Postsecondary Technical Education Authority (TEA). The TEA recommends approval of this program.

**Wichita Area Technical College** requests approval for the following new program:

Composite Technology (CIP 15.0607) an Associate of Applied Science Degree of 62 credit hours. The college currently offers a certificate program of 47 credit hours in the same discipline.

The proposed program will equip graduates with the skill and knowledge necessary to work with composite materials in aviation manufacturing. The proposed curriculum includes coursework in the repair and non-destructive inspection of composite materials and additional technical courses proposed by the industry advocate

team which serves in an advisory capacity to the college faculty and administration. The development of the proposed program was a collaborative effort between NIAR (WSU), local industry and WATC.

A survey of the aviation business community resulted in the identification of at least 80 new job openings in the next two years to support fabrication and repair of composite materials. Spirit AeroSystems alone recently hired 11 of the 15 graduates of the composite certificate program at the college. The median hourly wage in Kansas for composite technicians with an associate's degree is \$13.62.

The proposed program supports the implementation of the Composites Kansas Wired Initiative which projects that the growth in composite structural aircraft components is estimated to be 14 percent per year over the next 20 years. The National Occupational Outlook Handbook projects a seven percent increase in the demand for trained technicians over the next several years as a consequence of the heightened use of composites in aircraft design and retirements from the workforce. Technician graduates with training in composite materials are currently in high demand.

The college acquired four letters of support for the proposed program. The letters expressed a "high" interest in recruiting graduates of the proposed program and highlighted the need for graduates to emerge with a broad skill base so that they may in turn provide training and leadership to other technicians tasked with working on composite materials.

The college has acquired over a half million dollars worth of composite equipment to support the program via the Composites Kansas Wired Initiative. Current institutional resources will be used to provide an additional \$60,260 for projected instructional costs. The college is planning to begin the program in the fall of 2011 and anticipates an enrollment of 20 students.

Butler Community College currently offers an AAS degree and certificate options that include a focus on composite materials. The programs at Butler Community College focus on manufacturing practices related to the creation of composite-based components, while the proposed program at WATC specializes in the installation and repair of composite based components.

No letters of objection were received in response to the proposed program.

The proposed program has been carefully reviewed by staff utilizing the above stated standards and criteria. Copies of the detailed program proposals are available for inspection.

### **Recommendation**

The program proposal was approved during the August 10, 2011 meeting of the Postsecondary Technical Education Authority (TEA). The TEA recommends approval of this program.

**Wichita Area Technical College** requests approval for the following new program:  
Auto Collision Repair (CIP 47.0603) an Associate of Applied Science Degree of 65 credit hours. The college currently offers a certificate program of 51 credit hours in the same discipline.

The college is requesting the addition of the AAS option in part to allow students full access to federal financial aid. Recent changes in federal financial aid guidelines have reset the eligibility of current and future students restricting the level of financial aid they are eligible for. The federal financial aid guidelines indicate that students pursuing a degree in lieu of a certificate are not subject to the contact hour to credit hour conversion basis (the new change) and would therefore see no change in their federal financial aid allocation.

The proposed program builds upon the existing certificate program and equips students with additional skills in verbal and written communication as well as mathematical reasoning. The college acquired three letters of

support for the proposed program which endorsed the need for auto collision technicians with more highly developed communication and math skills. Graduates of the proposed program would receive consideration from employers for leadership roles in auto collision repair facilities.

The proposed program supports the implementation of the previously approved KBOR program alignment project for Auto Collision and graduates would be prepared to successfully complete the certification exams offered by NATEF. The current certificate program has an enrollment of 40 students and a three year placement rate of 87.5%. The median hourly wage for auto collision repair technicians is \$16.83 according to the 2006-2016 Kansas Occupational Outlook.

Local auto repair shops consistently provide the program with the latest in coating products and the 3M Group sends its industry representative to WATC to provide professional development opportunities for faculty and students on the latest developments in the industry. No new faculty or additional expense will be required to support the proposed addition of the AAS option to the current certificate program.

The state currently has nine other public colleges offering an AAS in Auto Collision. In the Wichita area, Butler Community College and Hutchinson Community College have Auto Collision programs.

No letters of objection were received in response to the proposed program.

The proposed program has been carefully reviewed by staff utilizing the above stated standards and criteria. Copies of the detailed program proposals are available for inspection.

**Recommendation**

The program proposal was approved during the August 10, 2011 meeting of the Postsecondary Technical Education Authority (TEA). The TEA recommends approval of this program.

## DISCUSSION AGENDA

### VIII. Consideration of Discussion Agenda

#### A. Academic Affairs

Regent Edwards

#### 1. Act on Request for New Degree Granting Authority for the Following:

**Gary Alexander,**  
VP, Academic Affairs

- a) Georgetown University
- b) Columbia College
- c) Colorado Technical University – Online
- d) American Intercontinental – Online

#### Staff Recommendation

*The following institutions request approval for new degree granting authority: (1) Georgetown University, (2) Columbia College, (3) Colorado Technical University – Online, and (4) American Intercontinental University. After a thorough review of staff qualifications, record keeping systems, coursework, materials, website platforms and/or campuses, the listed institutions demonstrate they meet and comply with all of the statutorily imposed requirements described below. Staff recommends approval for new degree granting authority.*

#### Summary of Institution Requirements

The Private and Out-of-State Postsecondary Educational Institution Act (Act) requires private and out-of-state postsecondary educational institutions to obtain Certificates of Approval from the Kansas Board of Regents (Board) in order to lawfully “operate” in Kansas. This Act not only covers “brick and mortar” schools having a physical presence within Kansas, but also schools that offer or provide on-line distance education to Kansans who remain in Kansas while receiving that education.

To qualify for a Certificate of Approval, an institution operating in Kansas subject to the Act must meet the standards established by the Act. In reviewing schools to determine if they meet the statutory standards, Board staff requires and reviews substantial documentation and evidence presented to demonstrate compliance of the schools to ensure proper facilities (with site reviews), equipment, materials, and adequate space are available to meet the needs of the students. A recent financial statement, proof of accreditation, evidence of compliance with local, county, state and national safety codes, enrollment agreements, copies of advertisements, schedules of tuitions and fees, and refund policies are reviewed by KBOR staff. Schools are also required to provide descriptions of their programs and courses, including class syllabi, clinical or externship contracts, instructor credentials; a statement of the objectives of the programs; and qualifications of administrators and owner information.

The Act does not allow the Board to deny approval to offer specific degrees in the State based on competition for clinical sites or duplication in programming. Further, the Commerce Clause of the United States Constitution and Federal Anti-Trust laws may even prohibit the State from statutorily banning the operation of private or out-of-state educational institutions operating within its borders. However, clearly States may lawfully require that such institutions conform to certain standards designed to insure that the citizens of the State are protected and well-served.

#### Degrees Requested by Georgetown University for Approval:

- a) Master of Science in Nursing

#### Georgetown University

Established in 1789, Georgetown University is the nation’s oldest Catholic and Jesuit University. The School of Nursing and Health Studies was founded in 1903 and offers undergraduate and graduate programs at the main

campus in Washington, D.C., as well as in Italy, Turkey and Qatar. The Master of Science in Nursing program online enrolled its first students in February 2011. Currently, Georgetown University has more than 12,000 undergraduate and graduate students and employs more than 5,000 faculty and staff members.

Georgetown University is accredited by the Middle States Commission on Higher Education. The Middle States Commission on Higher Education is an institutional accrediting agency recognized by the U.S. Secretary of Education and the Council for Higher Education Accreditation. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for approval.

**Degrees Requested by Columbia College for Approval:**

- a) Associate of Arts
- b) Associate of General Studies
- c) Bachelor of General Studies
- d) Bachelor of Arts in American Studies
- e) Bachelor of Arts in Business Administration
- f) Bachelor of Arts in Criminal Justice
- g) Bachelor of Arts in History
- h) Bachelor of Arts in Psychology
- i) Bachelor of Arts in Sociology
- j) Bachelor of Science in Business Administration
- k) Master of Arts in Criminal Justice Administration
- l) Master of Arts in Business Administration
- m) Master of Arts in Teaching
- n) Master of Arts in Military Studies

**Columbia College**

Founded in Columbia, MO in 1851 as a Christian Female College, the college was the first women's college west of the Mississippi River to be chartered by a state legislature. The college changed its name to Columbia College in 1970 when it changed from a two-year women's college to a four-year coeducational college. More than 4,200 students attend at the main campuses in Columbia, MO and over 10,000 students, including working adults and military personnel and their families, attend the 34 nationwide campuses around the country and online. Columbia College awards certificate, associate, bachelor and master degrees.

Columbia College is accredited by The Higher Learning Commission and a member of the North Central Association since 1918. The Higher Learning Commission is an institutional accrediting agency recognized by the U.S. Secretary of Education and the Council for Higher Education Accreditation. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for approval.

**Degrees Requested by Colorado Technical University - Online for Approval:**

- a) Associate of Science in Accounting
- b) Associate of Science in Business Administration
- c) Associate of Science in General Studies
- d) Associate of Science in Health Administration Services
- e) Bachelor of Science in Accounting
- f) Bachelor of Science in Business Administration
- g) Bachelor of Science in Criminal Justice
- h) Bachelor of Science in Finance
- i) Bachelor of Science in Financial Forensics
- j) Bachelor of Science in Financial Planning

- k) Bachelor of Science in Health Services Administration
- l) Bachelor of Science in Information Technology
- m) Bachelor of Science in Management
- n) Bachelor of Science in Nursing
- o) Master of Science in Business Administration
- p) Master of Science in Computer Science
- q) Master of Science in Management
- r) Master of Science in Systems Engineering

### **Colorado Technical University - Online**

Colorado Technical College was established in 1965 with a focus on training former military personnel in technical and vocational subjects. In 1995, the institution gained university status. In March 1996, the school was acquired by Whitman Education Group, Inc. On July 1, 2003, Career Education Corporation merged with competitor Whitman Education Group, Inc., becoming the owner of Colorado Technical University. The university maintains Colorado campuses in Colorado Springs (main campus), Denver, Pueblo, and Westminster, as well as out-of-state campuses in North Kansas City, Missouri and Sioux Falls, South Dakota. Additionally, a number of CTU's degree programs can be completed entirely or largely online. It currently enrolls 23,000 undergraduates and 3,000 graduate students.

Colorado Technical University is accredited by the Higher Learning Commission and is a member of the North Central Association of Colleges and Schools. The Higher Learning Commission is an institutional accrediting agency recognized by the U.S. Secretary of Education and the Council for Higher Education Accreditation. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for approval.

### **Degrees Requested by American Intercontinental University for Approval:**

- a) Associate of Arts in Business Administration
- b) Bachelor of Business Administration
- c) Bachelor of Information Technology
- d) Bachelor of Fine Arts in Visual Communication
- e) Bachelor of Science in Criminal Justice
- f) Master of Business Administration
- g) Master of Information Technology
- h) Master of Education

### **American Intercontinental University**

American InterContinental University (AIU) was founded in Europe in 1970 and offers associate, bachelor and master degrees in a campus environment and online. AIU is an international university with campuses in Atlanta, Los Angeles, Houston, London, and Dubai. The Online campus is located in Northwest Suburban Chicago, IL. Industry-current degree programs and career-specific concentrations in Business, Criminal Justice, Design, Education and Information Technology are its focus. In 2001, AIU was acquired by Career Education Corporation, a publicly traded operator of for-profit schools that was established in 1994. Today, AIU has about 24,000 students and offers a wide range of undergraduate and graduate degrees in programs such as business, IT, criminal justice and fashion design. More than 80 percent of AIU students attend AIU Online, an internet-based online campus that delivers degree programs 100 percent online.

The institution first received Southern Association of Colleges and Schools (SACS) accreditation in 1987. In 2009, AIU was granted accreditation by the Higher Learning Commission (HLC) of the North Central Association of Colleges and Schools (NCA). The Higher Learning Commission is an institutional accrediting agency recognized by the U.S. Secretary of Education and the Council for Higher Education Accreditation. This accreditation, according to K.S.A. 74-32,168 of the Postsecondary Educational Institution Act, may be accepted as evidence of compliance with the statutory standards for approval.

## 2. Approve Members of the Kansas Private Postsecondary Advisory Commission

### Summary and Staff Recommendation

*As required by the Kansas Private and Out of State Postsecondary Educational Institution Act, Advisory Commission 74-32,166, the Commission shall consist of nine members appointed by the Kansas Board of Regents. Due to two recently expired terms and two terms that are open to renewal, two new candidates and two renewal candidates are being recommended. Staff recommends approval of the following two new candidates to the Commission to serve four year terms beginning December, 2011:*

- *Mr. Ryan Ruda, Dean of Students, Garden City Community College, Garden City, KS*
- *Ms. Eryn Myrick, Director of Marketing, St. Francis Hospital, Topeka, KS*

*Staff recommends approval of the following two renewal candidates to serve four year terms beginning December, 2011:*

- *Dr. Judy Holmes, President, Brown Mackie College, Salina, KS*
- *Mr. Jeremy Cooper, Executive Director, Pinnacle Career Institute, Lawrence, KS*

### Background

According to subsection (f) of the Kansas Private and Out of State Postsecondary Educational Institution Act, 74-32, 166, the purpose of the advisory board is to recommend to the state board such policies, minimum standards and rules and regulations that the commission deems necessary for administering the provisions of this act. The advisory commission is to consist of nine members and meet each October (or more as necessitates). Candidates are selected to represent specific sectors. A brief summary of each candidate is provided below, together with their sector.

### **Replacing Dr. Herb Songer, Ft. Hays State University (retired) as Postsecondary Nominee Mr. Ryan Ruda, Dean of Students, Garden City Community College, Garden City, KS**

Ryan Ruda has been with GCCC since 1999. Prior to becoming the Dean of Student Services, he was a counselor and then promoted to Director of Counseling and Advising. Ryan Ruda graduated with a Bachelors of Science in Justice Studies from Fort Hays State University in 1997 and went on to obtain his Masters of Science in Counseling also from Fort Hays State University in 1999. He is a member of the National Academic Advising Association and the Kansas Academic Advising Network. He is a past board member for the Fort Hays State University Outreach Center where he served from 2007-2008. He is the former president of the Kansas College Counseling Association and served in that position from 2008-2010. Mr. Ruda is the current president of the Kansas Career Development Association and the Kansas ACT Council.

### **Replacing Mrs. Deborah Thompson, HR, Vice-President, Lawrence Memorial Hospital, Lawrence, KS, as Health Occupations Nominee is Ms.Eryn Myrick, Marketing Director, St. Francis Hospital, Topeka, KS.**

Ms. Myrick has been employed by St. Francis for almost four years, serving as the marketing and communications manager for the last year. Prior to her employment at St. Francis, she worked for more than five years at area newspapers as a copy editor and designer. Ms. Myrick is a longtime Topekan and graduate of Topeka High School. She is active in the Topeka Chamber of Commerce's Fast Forward professional group and received her bachelor's degree in English and Mass Communication from Baker University.

### **Renewing her commitment to the Commission is School Owner/Operator (of an institution over 125 in enrollment) Nominee Mrs. Judy Holmes, College President, Brown Mackie College, Salina, KS**

Judy joined the Private Postsecondary Advisory Commission in April 2011 to complete the four year commitment of Dr. David Parmenter, Wright Career College, which expires December 31, 2011. Judy stepped-in due to Dr. Parmenter's untimely passing. Over the past twenty-two years, Mrs. Holmes has held several positions at Brown Mackie College in Salina, KS and currently serves as the college president. Through these positions, she has gained experiences in student services, career services, admissions and academics, giving her

a depth of knowledge that is essential to leading an institution of higher learning. She earned a bachelor degree in Human Resources Management from Friends University and Master's degree in Leadership Studies from Baker College in Flint, Michigan. Mrs. Holmes is currently completing an Ed.D in Organizational Leadership from Argosy University.

**Renewing his commitment to the Commission is School Owner/Operator (of an institution less than 125 in enrollment) Nominee Mr. Jeremy Cooper, Executive Director, Pinnacle Career Institute, Lawrence, KS**

Mr. Cooper has a Master of Education degree in Higher Education Leadership and Administration from Jones International University, a Bachelor degree in Human Resource Management from DeVry University, and an Associate of Applied Science in Management from Louisiana State University. He is a United States Navy Veteran with more than 15 years of management experience in the United States Navy, restaurant industry, and Higher Education. Mr. Cooper became the Executive Director at Pinnacle Career Institute, Lawrence, KS in April of 2008. Prior to this role, he was with DeVry University in Kansas City, Missouri, and opened the DeVry University Center in Memphis, Tennessee.

**The Kansas Private and Out-of-State Postsecondary Educational Institution Act**

The Kansas Private and Out-of-State Postsecondary Educational Institution Act, 74-32, 166, gives the Board of Regents responsibility for appointing the nine member advisory commission. The scope of the advisory commission includes:

- (a) The advisory commission on private and out-of-state postsecondary educational institutions is hereby created. The commission shall consist of nine members appointed by the state board. Except as provided by this section, members shall be appointed for terms of four years. Vacancies shall be filled by the state board for the unexpired term. Five members of the commission shall be owners or managers of private postsecondary educational institutions, at least two of the five members shall represent institutions, which at the time of appointment of such members, have enrollments of under 125 students, and at least one shall represent a degree granting institution. Four members shall be selected from among persons representing: Secondary schools, postsecondary schools, business and industry, members of the employment community, economic development interests of the state and health occupations.
- (b) The commission shall elect one member as chairperson of the commission and such other officers as may be necessary.
- (c) The commission shall meet at least once annually in Topeka during the month of October, and shall conduct special meetings on the call of the chairperson or the state board or at the request of at least four members of the commission.
- (d) Members attending meetings of such commission, or attending a subcommittee meeting thereof authorized by such commission, shall be paid amounts provided in subsection (e) of K.S.A. 75-3223, and amendments thereto.
- (e) A majority of the commission is a quorum to conduct business, but no less than four members must concur to pass upon any matter before the commission.
- (f) The commission may recommend to the state board such policies, minimum standards and rules and regulations that the commission deems necessary for administering the provisions of this act.

**Staff Recommendation**

Staff recommends approval of the recommended candidates.

**3. Adopt Permanent Regulation to Set Private and Out-of-State Postsecondary Educational Institutions Fees (Roll Call Vote Required)**

**Theresa Schwartz,  
Associate General Counsel**

**Summary and Staff Recommendation**

*At the request of the Board, the 2011 Legislature amended the fee structure established by K.S.A. 74-32,181, which applies to private and out-of-state postsecondary institutions operating in Kansas. Because adoption of a permanent regulation takes more time, adoption of a temporary regulation was necessary to allow the fees to be charged after the 2011 enactment became law July 1, 2011. The procedures required for promulgation of a permanent regulation have now been completed, and the regulation is ready for the Board's adoption. The permanent version now before the Board is the same as the July 2011 temporary version approved by the Board at its July meeting. Staff recommends that the Board adopt this permanent version of K.A.R. 88-28-6. A roll call vote is required.*

**Background:** Pursuant to K.S.A. 74-32,181, the Kansas Board of Regents is authorized to charge fees in connection with the work associated with reviewing requests of private and out-of-state postsecondary educational institutions that wish to operate and/or offer degrees in Kansas. The collected fees provide the Board with its main source of financial support for the work done to regulate this sector and help to protect the public.

The 2010 Legislature approved a new fee schedule and different categories of fees charged in connection with the regulation of private and out-of-state postsecondary educational institutions operating pursuant to K.S.A. 74-32,162 *et seq.* These new fees and categories were set forth in a new statute, K.S.A. 74-32,181a, and were higher than previous levels. The resulting revenues realized in fiscal year 2010-11 have allowed Board staff to more effectively perform the duties required under this Act.

Because the 2010 statute mandated collection of fees in specified amounts, the Board was able to collect those new and higher fees without necessitating enactment of a regulation. However, the 2010 fee statute also contained a sunset clause that made the fees therein effective only until the end of fiscal year 2011. The 2011 Legislature extended the authority to charge the new fees but moved the new fees and fee structure back into K.S.A. 74-32,181, the "normal" fee statute, which allows the Board to use regulations to set the fees within the statutory parameters.

This newest version of the statute became effective July 1, 2011. However, because of the way it is written (requiring the Board to set the fees by regulation) and because the Board already has a fee regulation adopted under the previous version of the statute, the Board had to amend the existing regulation (**K.A.R. 88-28-6**) to be able to continue charging the new fees.<sup>7</sup> That was done in a temporary regulation that the Board approved in its July 2011 meeting.<sup>8</sup>

We are now ready to adopt the permanent version of this regulation, and most of the steps required by rule and regulation statutes have now taken place.<sup>9</sup> These steps included approval by the Kansas Department of Administration (as to language and form), approval by the Attorney General's office (as to legal authority and compliance with applicable laws), review by the Joint Legislative Committee on Regulations, and a public hearing. The next step is adoption by the Board, using a roll call vote. If a majority of the Board now adopts

<sup>7</sup> If this fee regulation was not amended, the fees that may lawfully be charged would revert to the prior regulation levels and types, resulting in there being insufficient revenue to sufficiently fund the activities of the Board in its regulation of this sector.

<sup>8</sup> Note, the fees charged by the regulation are in some cases lower than the maximums established by the statute.

<sup>9</sup> K.S.A. 77-415 *et seq.*

the permanent regulation, the final steps are filing the regulation with the Kansas Secretary of State’s office and publication in the Kansas Register. The permanent regulation will take effect 15 days after publication and will replace the temporary version.

**Staff Recommendation:** Staff recommends that the Board adopt the permanent version of K.A.R. 88-28-6, by taking a roll call vote.

The full text of the regulation, and the changes being made to it, is set forth below.

**88-28-6. Fees.** Fees for certificates of approval, registration of representatives, and certain transcripts shall be collected by the state board in accordance with this regulation. ~~(a) For institutions domiciled or having their principal place of business within the state of Kansas, the following fees shall apply:~~

~~(1)(A) Initial issuance of certificate of approval  
without degree-granting authority ..... \$1,700~~

~~(B) Renewal of certificate of approval  
without degree-granting authority ..... \$1,200~~

~~(2)(A) Initial issuance of certificate of approval  
with degree-granting authority ..... \$2,000~~

~~(B) Renewal of certificate of approval  
with degree-granting authority ..... \$1,600~~

~~(3)(A) Initial registration of representative ..... \$150~~

~~(B) Renewal of registration of representative ..... \$100~~

~~(b) For institutions domiciled or having their principal place of business outside the state of Kansas, the following fees shall apply:~~

~~(1)(A) Initial issuance of certificate of approval  
without degree-granting authority ..... \$3,400~~

~~(B) Renewal of certificate of approval  
without degree-granting authority ..... \$2,400~~

~~(2)(A) Initial issuance of certificate of approval  
with degree-granting authority ..... \$3,800~~

<del>(B) Renewal of certificate of approval</del>	
<del>with degree-granting authority .....</del>	<del>\$2,800</del>
<del>(3)(A) Initial registration of representative .....</del>	<del>\$300</del>
<del>(B) Renewal of registration of representative .....</del>	<del>\$200</del>
<del>(c) For any institution that has ceased operation, the following fee shall apply:</del>	
<del>Student transcript as requested or authorized by the student</del>	<del>\$10</del>
<u>(a) For institutions domiciled or having their principal place of business within the state of Kansas, the following fees shall apply:</u>	
<u>(1) Initial application fees:</u>	
<u>(A) Non-degree-granting institution</u>	<u>\$2,000</u>
<u>(B) Degree-granting institution</u>	<u>\$3,000</u>
<u>(2) Initial evaluation fee, in addition to initial application fees:</u>	
<u>(A) Non-degree level</u>	<u>\$750</u>
<u>(B) Associate degree level</u>	<u>\$1,000</u>
<u>(C) Baccalaureate degree level</u>	<u>\$2,000</u>
<u>(D) Master's degree level</u>	<u>\$3,000</u>
<u>(E) Professional and doctoral degree levels</u>	<u>\$4,000</u>
<u>(3) Renewal application fees:</u>	
<u>(A) Non-degree-granting institution</u>	<u>2% of gross tuition but not less than \$800 and not more than \$15,000</u>
<u>(B) Degree-granting institution</u>	<u>2% of gross tuition, but not less than \$1,600 and not more than \$15,000</u>
<u>(4) New program submission fees, for each new program:</u>	
<u>(A) Non-degree program</u>	<u>\$250</u>
<u>(B) Associate degree program</u>	<u>\$500</u>
<u>(C) Baccalaureate degree program</u>	<u>\$750</u>

<u>(D) Master's degree program</u>	<u>\$1,000</u>
<u>(E) Professional and doctoral degree programs</u>	<u>\$2,000</u>
<u>(5) Program modification fee, for each program</u>	<u>\$100</u>
<u>(6) Branch campus site fees, for each branch campus site:</u>	
<u>(A) Initial non-degree-granting institution</u>	<u>\$1,500</u>
<u>(B) Initial degree-granting institution</u>	<u>\$2,500</u>
<u>(7) Renewal branch campus site fees, for each branch campus site:</u>	
<u>(A) Non-degree-granting institution</u>	<u>2% of gross tuition, but not less than \$800 and not more than \$15,000</u>
<u>(B) Degree-granting institution</u>	<u>2% of gross tuition, but not less than \$1,600 and not more than \$15,000</u>
<u>(8) On-site branch campus review fee, for each branch campus site</u>	<u>\$250</u>
<u>(9) Representative fees:</u>	
<u>(A) Initial registration</u>	<u>\$200</u>
<u>(B) Renewal of registration</u>	<u>\$150</u>
<u>(10) Late submission of renewal of application fee</u>	<u>\$125</u>
<u>(11) Student transcript copy fee</u>	<u>\$10</u>
<u>(12) Returned check fee</u>	<u>\$50</u>
<u>(13) Changes in institution profile fees:</u>	
<u>(A) Change of institution name</u>	<u>\$100</u>
<u>(B) Change of institution location</u>	<u>\$100</u>
<u>(C) Change of ownership only</u>	<u>\$100</u>
<u>(b) For institutions domiciled or having their principal place of business outside the state of Kansas, the</u>	

following fees shall apply:

<u>(1) Initial application fees:</u>	
<u>(A) Non-degree-granting institution</u>	<u>\$4,000</u>

<u>(B) Degree-granting institution</u>	<u>\$5,500</u>
<u>(2) Initial evaluation fee, in addition to initial application fees:</u>	
<u>(A) Non-degree level</u>	<u>\$1,500</u>
<u>(B) Associate degree level</u>	<u>\$2,000</u>
<u>(C) Baccalaureate degree level</u>	<u>\$3,000</u>
<u>(D) Master's degree level</u>	<u>\$4,000</u>
<u>(E) Professional and doctoral degree levels</u>	<u>\$5,000</u>
<u>(3) Renewal application fees:</u>	
<u>(A) Non-degree-granting institution</u>	<u>3% of gross tuition received or derived from Kansas students, but not less than \$2,400 and not more than \$15,000</u>
<u>(B) Degree-granting institution</u>	<u>3% of gross tuition received or derived from Kansas students, but not less than \$3,000 and not more than \$15,000</u>
<u>(4) New program submission fees, for each new program:</u>	
<u>(A) Non-degree program</u>	<u>\$500</u>
<u>(B) Associate degree program</u>	<u>\$750</u>
<u>(C) Baccalaureate degree program</u>	<u>\$1,000</u>
<u>(D) Master's degree program</u>	<u>\$1,500</u>
<u>(E) Professional and doctoral degree programs</u>	<u>\$2,500</u>
<u>(5) Program modification fee, for each program</u>	<u>\$100</u>
<u>(6) Branch campus site fees, for each branch campus site:</u>	
<u>(A) Initial non-degree-granting institution</u>	<u>\$4,000</u>
<u>(B) Initial degree-granting institution</u>	<u>\$5,500</u>
<u>(7) Renewal branch campus site fees, for each branch campus site:</u>	

(A) Non-degree-granting institution 3% of gross tuition received  
or derived from Kansas students, but not less than \$2,400 and  
not more than \$15,000

(B) Degree-granting institution 3% of gross tuition received  
or derived from Kansas students, but not less than \$3,000 and  
not more than \$15,000

(8) On-site branch campus review, fee for each branch campus site \$500

(9) Representative fees:

(A) Initial registration \$350

(B) Renewal of registration \$250

(10) Late submission of renewal of application fee \$125

(11) Student transcript copy fee \$10

(12) Returned check fee \$50

(13) Changes in institution profile fees:

(A) Change of institution name \$100

(B) Change of institution location \$100

(C) Change of ownership only \$100

(Authorized by and implementing K.S.A. ~~2008~~ 2010 Supp. 74-32,181, as amended by 2011 HB

2020, sec. 3; effective Oct. 20, 2006; amended April 16, 2010; amended, T-88-7-20-11, July 20, 2011; amended

P-\_\_\_\_\_.)

**B. Fiscal Affairs & Audit****1. Approve Board's Unified FY 2013 Budget Request**

Regent Downey-Schmidt

**Diane Duffy,  
VP, Finance & Administration****C. Other Matters****1. Receive Report from Kansas Postsecondary  
Technical Education Authority****Blake Flanders,  
VP, Workforce Development****Summary**

*Members were presented, as a first read, the Authority's Strategic Priorities for 2011-2012. These priorities are focused activities designed to align career technical education with business and industry and within the system; enhance system participation, technical education funding, and system growth; and evaluate and measure system effectiveness.*

*To raise awareness of the benefits of postsecondary career technical education and recognize successful technical program graduates, the Kansas Postsecondary Technical Education Authority celebrated the success of career technical education programs and program graduates. The "Student Success" initiative continued with the recognition of the three newest student honorees. Those honored included: Jonathan (JD) Schlesener, a graduate of the Emergency Medical Technical program at Allen County Community College and currently employed by Coffey County Emergency Medical Services; Matthew Morrison, a graduate of the Electronics program at North Central Kansas Technical College and currently employed by the Aeroflex company in Wichita; and Mioshi Neal, a graduate of the Welding program at Johnson County Community College (JCCC) and currently employed as an instructor at JCCC.*

*In addition, the programs selected for the "Excellence in Technical Education" awards were announced. To be considered for this award, programs submitted application materials addressing each of the following areas: results from business and industry partnerships, student and faculty achievements and individual college initiatives to improve the quality of existing programs. The award winning programs were selected by a panel of independent evaluators. Programs selected for these awards were the Information and Network Technology at Manhattan Area Technical College, the Physical Therapist Assistant at Kansas City Kansas Community College, and the Wind Energy Technology at Cloud County Community College. Each of these programs will receive a \$50,000 award from federal Carl D. Perkins funds to continually improve and expand these programs.*

**2. Adopt Board Goals for 2011-2012****Regent McKechnie****Summary**

*At the Board retreat held August 15-17, a number of discussions were held regarding the work of the Board in the coming year. Ultimately, the Board identified a number of goals that it wanted to pursue in 2011-12, and those are listed below. Board feedback was sought on these and a few wording changes were made. Staff recommends approval.*

1. Aggressively pursue implementation of the recommendations of the Transfer and Articulation Task Force, develop a set of general education core courses that automatically transfer to universities, and create a unified numbering system of general education courses for all governed and coordinated institutions.
2. Make technical revisions to Foresight 2020 and revise Foresight 2020 Goal Four objectives in consultation with the institutional provosts and vice presidents for academic affairs to align with new accreditation requirements.
3. Create a new Board Governance Standing Committee with responsibilities for the CEO evaluation and compensation process, board self-evaluation, and board policy review.
4. Improve communications with a focus on the economic value created by the higher education institutions in Kansas and the themes of efficiency, excellence, and economic development.
5. Revise institutional performance agreement requirements to better align with Foresight 2020.
6. Utilize the Board standing committees to study the following:  
 Academic Affairs – integration of Foresight 2020 into performance agreements, capacity of technical education in Kansas, and reporting from the Council of Chief Research Officers.  
 Fiscal Affairs and Audit – budget process, impact of re-centering on two-year colleges, faculty salaries, impact of no additional state resources  
 Governance – CEO evaluation and compensation process, faculty and staff evaluation process, Board policy review, Board self-evaluation, and Kan-ed
7. Create a task force to study the feasibility of increasing the number of oral health providers in Kansas to address unmet needs. The study is to include the possibility of a dental school as well as new and/or expanded training programs.
8. Increase interaction of the Board with legislators and legislative committees.

As a result of the discussion on transfer and articulation, Chairman McKechnie asked Regent Logan to serve on the Transfer and Articulation Advisory Council and asked him to work with Dr. Gary Alexander to develop a timeline for decisions the Board must make to ensure timely implementation of the Board's goal. A copy of Regent Logan's recommendations is included below.

## TRANSFER AND ARTICULATION

### Board of Regents plan – presented by Fred Logan, Regents representative to the Transfer and Articulation Advisory Council

**First**, we will build on the good work that has already been done by (1) the group that recommended the creation of the Transfer and Articulation Council and (2) the faculty groups involved with the Core Outcomes Project. We will not be starting over. We will be taking the logical next steps in following up on their work.

**Second**, the Board of Regents will begin its work by taking up the issue of approving a set of General Education Core Courses that will automatically transfer among postsecondary institutions. It will look to the Transfer and Articulation Council for recommendations in that regard. Through a series of three votes, the board will accomplish the following goals:

- Goal 1: In January, 2012, the Board will approve a list of General Education Core Courses that constitute a minimum of 45 credit hours. The Board will receive the recommendation of the Transfer and Articulation Council on that list at that meeting.
- Goal 2: In June, 2012, the Board will approve outcomes for as many of the identified General Education Core Courses as possible, again, having first received the recommendations of the Transfer and Articulation Council and the Core Outcomes Project. **In addition, the Board will approve a proposal for an ongoing Quality Assurance program that monitors course quality issues and provides a forum for addressing those issues.** Given the work that has already been done, we believe that the number of approved courses and associated outcomes will be substantial. Those courses would then be automatically transferable among postsecondary institutions the Regents govern or coordinate.
- Goal 3: By December, 2012, the Board will approve outcomes for the remaining General Education Core Courses, having received the recommendations of the Transfer and Articulation Council and the Core Outcomes Project.

In summary, by December, 2012, the Board will have approved, through a series of three votes, a minimum of 45 credit hours of General Education Core Courses that will be automatically transferable among postsecondary institutions the Regents govern or coordinate. It is important to note, however, that the work of the Transfer and Articulation Council will not be complete. It will have other issues to address in an ongoing way.

**Fred Logan**

**3. Approve Revisions to Foresight 2020**

**Andy Tompkins,  
President & CEO**

**Summary**

*At the Board retreat several revisions to Foresight 2020 were discussed. Included below is a side-by-side comparison of the current goals and objectives and the proposed revisions. As a reminder, a) there are no changes being recommended to the goals; b) a new objective has been added to goal one – objective 1.5; c) objective 6.3 on collaboration and alignment was revised and moved to goal one – objective 1.6 (the revision to the objective was discussed but moving it was not – it is being recommended to be moved because it fits better under goal one); d) some phrases within the objectives have been deleted because the numbers previously used will change but the focus of the objective has not changed; and e) the last two objectives on goal four have changed to align assessment of learner outcomes across the system with accreditation requirements. Staff recommends your approval.*

<b>Align Systems &amp; Institutions</b>		
Achieve alignment between the state’s preK-12 and higher education systems and continue to enhance alignment between higher education institutions.		
	<b>Original – Adopted September 2010</b>	<b>Proposed</b>
1.1	By December of 2010, the Board of Regents and its staff in cooperation with the P-20 Education Council and the Kansas State Department of Education will identify gaps that currently exist between preK-12 completion and higher education preparation expectations.	No Change
1.2	By August of 2011, all higher education institutions will have had discussions with local preK-12 partner high schools regarding these gaps and a plan to eliminate them.	No Change
1.3	By June of 2011, the Board of Regents will adopt a revised set of university admissions standards designed to identify a level of high school preparation that significantly enhance student success at the state’s higher education institutions.	No Change
1.4	During the 2010-11 academic year, the Board will create a task force to review progress on alignment of higher education institutions and charge the task force with developing recommendations for additional enhancements needed to ensure greater alignment.	No Change
1.5		Beginning in the 2011-12 academic year, the Board and its staff will work with the Kansas State Department of Education and local school districts to inform parents, students, and counselors of new qualified admissions requirements and request that high school transcripts begin reflecting a student’s grade point average in the Qualified Admissions Precollege Curriculum for those students who will be required to meet the revised admissions standards that go into effect in 2015.

1.6		Regents' universities will demonstrate increased collaboration including alignment within the Kansas higher education system through a biennial report beginning in the spring of 2013.
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<b>Increase Participation</b>		
Achieve participation in the state's higher education system that better reflects the state's demography and more fully engages adult learners.		
	<b>Original – Adopted September 2010</b>	<b>Proposed</b>
2.1	By 2020 or before, Kansas will improve levels of participation, within each higher education institution and across the system, that reflect the racial, ethnic, and economic demography of the state with a special focus on the most underrepresented students as measured by biannual progress on the baseline year of 2010.	No Change
2.2	By 2020 or before, Kansas will achieve “first in the nation” state status for in-state postsecondary participation among “traditional” students, which currently would require an increase from the current participation rate of 53 percent - which is third in the nation – to approximately 59 percent.	By 2020 or before, Kansas will achieve “first in the nation” state status for in-state postsecondary participation among “traditional” students.
2.3	By 2020 or before, Kansas will achieve “top five” state status for participation of adults between the ages of 25-39 with only a high school diploma, which currently will require an increase from the current participation rate of 238 per 1000 - which is above the national average – to approximately 317 per 1000.	By 2020 or before, Kansas will achieve “top five” state status for participation of adults between the ages of 25-39 with only a high school diploma.
2.4	By 2020 or before, Kansas will achieve “top five” state status for participation of adults between the ages of 40-64 with only a high school diploma, which currently will require an increase from the current participation rate of 48 per 1000 - which is above the national average - to approximately 103 per 1000.	By 2020 or before, Kansas will achieve “top five” state status for participation of adults between the ages of 40-64 with only a high school diploma.
2.5	By 2020 or before, Kansas will achieve the national average for enrollment of those with less than a high school diploma in the state-administered Adult Basic Education (ABE) programs with an immediate goal of removing waiting lists, which will require an increase from the current enrollment of 55 per 1000 to approximately 101 per 1000.	By 2020 or before, Kansas will achieve the national average for enrollment of those with less than a high school diploma in the state-administered Adult Basic Education (ABE) programs.
2.6	By 2020 or before, Kansas will achieve the national average for enrollment of those with limited or no English language proficiency in English as a Second Language (ESL) programs, which will require an increase from 83.3 per 1000 to approximately 101 per 1000.	By 2020 or before, Kansas will achieve the national average for enrollment of those with limited or no English language proficiency in English as a Second Language (ESL) programs.

2.7	By 2020 or before, Kansas will double the percentage of Kansas ABE participants who achieve the goal of continuing on to postsecondary education after completion of their ABE programs, which will require an increase from 14 percent to 28 percent.	By 2020 or before, Kansas will double the percentage of Kansas ABE participants who achieve the goal of continuing on to postsecondary education after completion of their ABE programs.
2.8	By January of 2011, the Board of Regents will develop and submit for legislative consideration a proposal that would authorize new state funding to provide need-based assistance to students at public universities.	No Change
2.9	By September of 2012, the Board of Regents, in cooperation with state university leaders, will develop an initiative aimed at bringing additional out-of-state students into Kansas to pursue their postsecondary studies.	No Change
2.10	By January of 2012, the Board of Regents will develop and submit for legislative consideration a proposal that would authorize new state funding to expand the state's Comprehensive Grant Program to provide need-based student assistance for two-year, certificate, and part-time students with an initial focus on those students who pursue studies that lead to jobs in high demand areas of the state's economy.	No Change
2.11	By the summer of 2012, Regents' institutions will have an approved plan to meet the Regent's policy on distance education, which includes the use of alternative delivery systems to accommodate the variety of student educational needs.	No Change

### Improve Retention & Graduation Rates

Achieve measurable improvement in persistence and completion rates for higher education institutions across the state.

	Original – Adopted September 2010	Proposed
3.1	By September of 2012, the Board of Regents, in cooperation with higher education institutional leaders, will develop an initiative aimed at identifying and recruiting back into the higher education system working adults who have earned substantial credit but have not finished the work necessary to earn a credential or degree.	No Change
3.2	By 2020 or before, Kansas will achieve a 10 percentage point increase in first-to-second year retention rates across the higher education system.	No Change

3.3	By 2020 or before, Kansas will achieve a 10 percentage point increase in the six-year graduation rate for public universities and the three-year graduation rate for community and technical colleges.	No Change
3.4	By 2020 or before, Kansas will achieve “top 10” state status for the percentage of students who have earned an associate degree or higher, which currently will require an increase from 39.2 percent to approximately 43.4 percent.	By 2020 or before, Kansas will achieve “top 10” state status for the percentage of students who have earned an associate degree or higher.

### Enhance Student Success

Ensure that students earning credentials and degrees across the higher education system possess the foundational skills essential for success in work and in life.

	Original – Adopted September 2010	Proposed
4.1	During the 2010-11 academic year, the Board of Regents’ system-wide learner outcomes task force, in consultation with the university Chief Academic Officers, shall make recommendations regarding the identification and measurement of foundational skills (such as oral and written communication, technical and numerical literacy, critical thinking and problem-solving) which institutions will report to the Board.	No Change
4.2	By June of 2011, the Board of Regents will adopt a framework that enables each institution to report on the measurement of the foundational skills identified as essential to success in work and in life.	During the 2011-12 academic year, the System Council of Chief Academic Officers will finalize a proposal for assessment of a set of common learner outcomes for the KBOR system, submit it to the Board Academic Affairs Standing Committee for review and approval, and then forward to the Board of Regents for its approval.
4.3	By September of 2012, the Board of Regents will receive its first report on the measurement of foundational skills across the higher education system.	Beginning in FY 14, each Regents institution will report on assessment of the learner outcomes to the Board of Regents and based on the initial results develop goals for each outcome to be included in performance agreements.

### Align with Kansas Workforce Needs

Enhance alignment between the work of the state’s higher education system and the needs of the Kansas economy.

	Original – Adopted September 2010	Proposed
5.1	By December of 2011, the Board will begin receiving an annual report on the workforce needs of the state and the number of persons educated in the higher education system to fill those needs to determine alignment and gaps.	No Change

5.2	By December of 2012, the Board will begin receiving an annual report on university research initiatives designed to meet the needs of the Kansas economy.	No Change
5.3	By 2020 or before, Kansas will achieve or exceed the regional average for percentage of credentials or degrees awarded in science, technology, engineering, and mathematics (STEM) fields.	No Change

<b>Ensure State University Excellence</b>		
Enhance the regional and national reputation of Kansas universities through aspirational initiatives.		
	<b>Original – Adopted September 2010</b>	<b>Proposed</b>
6.1	By June of 2011, Regents’ universities will identify benchmarks of excellence in comparison with peer institutions and establish goals to pursue in order to increase regional, national, and/or peer rankings.	No Change
6.2	By June of 2012, Regents’ universities, according to mission, will identify areas for expansion of research capacity and/or focus and will establish goals to pursue.	No Change
6.3	Regents’ universities will demonstrate increased collaboration including alignment within the Kansas higher education system through a biennial report.	Revised and Moved to Goal One-Objective 1.6

- 4. Appoint Members to Washburn Board of Regents (K.S.A. 13-13a04), the Kansas Bioscience Authority (K.S.A. 74-99b104), and Announce Other Appointments** **Regent McKechnie**

**IX. Executive Session**  
**Board of Regents – Matters Privileged in the Attorney/Client Relationship**

**X. Adjournment**

# AGENDA

Fiscal Affairs and Audit Standing Committee  
Wednesday, September 21, 2011  
10:45am-Noon, Board Room

- I. Questions/Clarifications about the Fiscal Affairs and Audit Standing Committee Items on the Board's Agenda
  
- II. Other Committee Business
  - 1. Organization and Agenda Plan
  - 2. Audits
  - 3. Review KBOR Office Budget
  - 4. Background Briefing on Special Committee Charge to Study the Budget Process

# AGENDA

Board Governance Committee  
Thursday, September 22, 2011  
11:45-1:00 p.m., Kathy Rupp Conference Room

## **ORGANIZATIONAL MATTERS**

- Review Committee Charter (Attachment A)
- Review Committee's assignments and proposed agenda for the year (Attachment B)

## **POLICY MANUAL DISCUSSION**

- Determine scope of project and how to approach
- Make assignments

## **OTHER COMMITTEE ITEMS**

- Receive update on Kan-Ed

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**Kansas Board of Regents  
Governance Committee Charter**

**September 22, 2011**

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DISCUSSION DRAFT

## Draft

### Governance Committee Charter

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#### **Introduction**

The Kansas Board of Regents (KBOR) has constituted and established a Governance Committee (the “Committee”) with authority, responsibility, and specific duties as described in this Charter.

#### **Composition**

The Committee shall consist of Board of Regents members appointed by the Board Chairman. In the performance of its duties, the Committee may call upon subject matter experts from other Board Standing Committees, Board Councils and Committees established in Section II.A.4.b. of the Board Policy Manual, and faculty or staff at the public postsecondary institutions or Board Office.

#### **Mission Statement and Principal Functions**

The Committee’s basic responsibility is to carry out certain administrative responsibilities of and for the Kansas Board of Regents.

Specifically, the Committee shall be responsible for the following:

- Facilitating the Board’s efforts to meet its responsibility to system institutions and to the public at large
  - Ensuring compliance with Board fiduciary duties
    - Filing of Board member and staff substantial interest statements
    - Managing the Board’s and Retirement Planning Committee’s conflict of interest policies
    - Managing Board members’ oaths of office
  - Cultivating relationships with key constituencies
  - Cultivating global understanding of the Board’s varied responsibilities
    - To govern the six state universities
    - To coordinate the public postsecondary institutions
    - To regulate the private postsecondary institutions
- Overseeing the Board’s by-laws and policies
  - Ensuring that Board policy is reviewed and updated on a routine and regular basis (actual drafting may be delegated to other committees or councils as appropriate)
  - Educating Board members and constituencies regarding Board policies
- Overseeing Board effectiveness
  - Developing a set of desirable key characteristics for an effective Board member
  - Participating in new member orientation

## Draft

### Governance Committee Charter

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- Conducting Board performance evaluations and/or standing committee performance assessments
- Providing for Board member development
- Reviewing Board processes for meeting its responsibilities
  - CEO hiring, assessments and compensation review processes
  - Structure, content and frequency of meetings
  - Structure, content and frequency of committee meetings

#### **Delegation to Sub-committees**

The Committee may delegate any of its responsibilities to one or more sub-committees comprised of one or more members of the Committee.

#### **Resources and Authority of the Committee**

In discharging its responsibilities, consistent with Board decisions, the Committee shall have full access to any relevant records of the Board. The Committee may request that any employee of a public postsecondary institution or any other person meet with any members of the Committee, or provide other assistance to the Committee in the discharge of duties. The Committee shall have the resources and authority appropriate to discharge its duties and responsibilities. The Board retains final decision making authority.

#### **Meetings**

The Committee will meet regularly to carry out its responsibilities. Meetings may be called by the Chairperson of the Committee.

A majority of the members of the Committee shall constitute a quorum for the transaction of business at any meeting. Resolutions or other actions made or taken by the Committee shall require the affirmative vote of the majority of the members attending a meeting (in person or by telephone).

The Committee may elect to designate one or more sub-committees to meet more frequently to address relevant issues prior to presenting recommendations back to the full Governance Committee.

#### **Evaluation**

This charter will be reviewed and assessed by the Committee periodically and any proposed changes shall be submitted to the Board for approval.

## (Attachment B)

Meeting Dates	CEO/EMPLOYEE ASSESSMENT & SELECTION, BOARD MEMBER DEVELOPMENT, AND BOARD PROCESSES	POLICY MANUAL REVIEW	POLICY MANUAL ASSIGNMENTS
Sept. 22, 2011	<ul style="list-style-type: none"> <li>• Adopt Committee Charter</li> <li>• Adopt Agenda/ Schedule for the year</li> <li>• Receive update on Kan-Ed</li> </ul>		Preface, Mission of the System, Board By-Laws, Board & its Staff sections to the Gov. Comm.; Fiscal Management and Facilities sections to FA&A; Academic Affairs section to BAASC
Oct. 20, 2011	<ul style="list-style-type: none"> <li>• Review CEO Assessment Process</li> <li>• Review Board Interview Process for CEO Candidates</li> </ul>	<ul style="list-style-type: none"> <li>• Work on Assigned PM Sections</li> </ul>	Student and Faculty & Staff sections to COPS for distribution of subsections to COCAO or COBO, as appropriate; General Policy sections 1-5 to Gov. Comm. and other sections to the University Attorneys or Councils as appropriate
Nov. 17, 2011		<ul style="list-style-type: none"> <li>• Continue Work on Assigned PM Sections</li> </ul>	
Dec. 15, 2011		<ul style="list-style-type: none"> <li>• Review PM Work done by FA&amp;A and BAASC</li> <li>• Work on Newly Assigned PM Sections</li> </ul>	Mission Role and Scope section to BAASC; Appendices divided up among the Gov. Comm., BAASC, FA&A and Councils as appropriate; Chapter IV to the TEA or SCOPS for review or distribution of sections to other System Councils as appropriate

## (Attachment B)

Meeting Dates	CEO/EMPLOYEE ASSESSMENT & SELECTION, BOARD MEMBER DEVELOPMENT, AND BOARD PROCESSES	POLICY MANUAL REVIEW	POLICY MANUAL ASSIGNMENTS
Jan. 19, 2012		<ul style="list-style-type: none"> <li>• Continue Review of PM Work done by FA&amp;A and BAASC</li> <li>• Review PM Work done by COPS, Councils and University Attorneys</li> <li>• Continue Work on Assigned PM Sections</li> </ul>	
Feb. 16, 2012		<ul style="list-style-type: none"> <li>• Continue Review of PM Work done by COPS, Councils and UAs</li> <li>• Work on Newly Assigned PM Sections</li> </ul>	
March 15, 2012		<ul style="list-style-type: none"> <li>• Review PM Work done by BAASC, FA&amp;A, TEA, SCOPS, etc.</li> <li>• Continue Work on Assigned PM Sections</li> </ul>	
April 19, 2012		<ul style="list-style-type: none"> <li>• Continue Review of PM Work done by BAASC, FA&amp;A, TEA, SCOPS, etc.</li> <li>• Continue Work on Assigned PM Sections</li> </ul>	

(Attachment B)

Meeting Dates	CEO/EMPLOYEE ASSESSMENT & SELECTION, BOARD MEMBER DEVELOPMENT, AND BOARD PROCESSES	POLICY MANUAL REVIEW	POLICY MANUAL ASSIGNMENTS
May 17, 2012		<ul style="list-style-type: none"> <li>• Finish Review of all PM Work done by others</li> <li>• Finish Work on Assigned PM Sections</li> </ul>	
June 21, 2012	<ul style="list-style-type: none"> <li>• Develop New Board Member Orientation Materials</li> <li>• Develop Board Self-Assessment Process</li> </ul>		

# AGENDA

System Council of Presidents  
Kansas Board of Regents Office  
1000 S.W. Jackson  
Topeka, KS  
September 21, 2011  
10:00 a.m. - 11:00 a.m.  
Kathy Rupp Conference Room

1. Conversation on end goals for transfer and articulation
2. Discussion on community college ability to offer classes in Regent university counties

# MINUTES

System Council of Presidents  
Kansas Board of Regents  
April 20, 2011  
Minutes of Meeting

Members present: President Don Beggs, Wichita State University  
President Tom Burke, Kansas City Kansas Community College  
President Terry Calaway, Johnson County Community College  
President Rob Edleston, Manhattan Area Technical College  
Chancellor Bernadette Gray-Little, University of Kansas  
President Ed Hammond, Fort Hays State University  
President Mike Lane, Emporia State University  
President Kirk Schulz, Kansas State University  
President Steve Scott, Pittsburg State University  
President Andy Tompkins, Kansas Board of Regents  
President Bill Wojciechowski, Pratt Community College

The meeting was convened at 10:30 a.m.

1. Approve Previous Minutes—approved
2. Citizens for Higher Education presentation

Bill Musgrave from Citizens for Higher Education talked with SCOPS about a focused message campaign for the upcoming legislative session based around the theme of: Higher Education Works. Better Jobs, Richer Lives, Stronger Kansas.

He said the goal is to communicate that higher education is the lynchpin for economic growth in Kansas. The challenge is how to capsulize that message for business leaders, policy leaders, and alumni to give them something to understand and to repeat.

Mr. Musgrave pointed out that “Higher Education Works” links higher education to jobs and prosperity, issues that matter most to policy makers. “Better Jobs” reinforces that college graduates make \$1 million more over their lifetimes than high school graduates and that the jobs of the future all require well-trained workers. “Richer Lives” illustrates the benefits of educated citizens—they are less likely to be unemployed, more involved in their communities, save more, and are healthier. “Stronger Kansas” reflects the 12:1 economic benefit of higher education to the state.

The Citizens for Higher Education plan to initiate a comprehensive messaging campaign over the next several years, including an online component, a website that would link to the Regents institutions, a social media component, traditional outreach to media and editorial boards, and limited paid advertising.

He suggested that the Regents institutions could incorporate this theme into their own marketing and outreach on a no cost, low cost basis. He asked each institution to identify a contact person to serve as the liaison with the Citizens for Higher Education on this campaign and encouraged the incorporation of the “Higher Education Works” theme and logo into local efforts. He also suggested that supporting organizations and vendors could use the tag line as well.

He showed SCOPS two design concepts for consideration that the Citizens group will test through market research. He asked for feedback and reaction from the group.

President Schulz and President Burke liked the idea of unifying the message and President Burke thought support could be marshaled from other statewide organizations. President Edleston suggested looking at the “Career Zoom” website, the marketing effort of the Technical Education Authority, which could be bridged with the “Higher Education Works” website. President Calaway pointed out that Bill should visit with the Kansas City Area Development Council Higher Education Task Force, which is planning something nearly identical to this. President Hammond agreed that it was a good idea and that other states are doing similar campaigns, including Arkansas. He also suggested gathering citizens’ signatures to take to the Legislature to show support for higher education. President Scott urged the inclusion of arts and culture, not just economic development, in the marketing effort. President Calaway added that he appreciated that all higher education institutions are being included, not just those in six or seven cities across the state.

Chancellor Gray-Little said there was widespread support for the concept from SCOPS and that everyone will respond with the name of a contact person.

### 3. Update from the Transfer and Articulation Task Force

Gary Alexander did not make a formal presentation on the report, but indicated that it would be considered by the Board at this month’s meeting.

President Calaway was concerned that the report has a university slant. He indicated that 3,000 students transfer from universities to JCCC alone, which is not included in the report.

Dr. Alexander agreed that this was not included, but indicated that the advisory council would work on those issues.

President Hammond asked how many community colleges met the Board’s general education standard? Dr. Alexander agreed that adherence with Board policy was an issue and that question would need to be answered.

President Calaway said that we have to look at what is or isn’t working and where the policy is broken and needs to be fixed. He pointed out that glitches within the structure causes it to break down for students.

A representative from the task force said that one reason the report may not do everything we want it to do is because of the complexity of the issue. There is a lot of work that needs to be done.

President Calaway agreed, saying that the report is just a start, not an end. He said the challenge is that there so many variables. JCCC has 12 articulation agreements with KU alone. The system needs to be more efficient and effective for students.

Discussion ensued on who should lead the effort, SCOPS or the faculty. The task force report recommends that the Transfer and Articulation Advisory Council report to the System Council of Chief Academic Officers (SCOCAO).

There being no other matters for discussion, the meeting adjourned at 11:12 a.m.

# AGENDA

Council of Presidents  
Kansas Board of Regents Office  
1000 S.W. Jackson  
Topeka, KS  
September 21, 2011  
11 a.m.-12 noon  
Kathy Rupp Conference Room

1. Approve minutes of June 15, 2011 meeting
2. Report from Council of Business Officers
3. Report from Council of Chief Academic Officers
4. Other Matters

# MINUTES

Council of Presidents  
Kansas Board of Regents  
June 15, 2011  
Minutes of Meeting

Members present: President Don Beggs, Wichita State University  
Chancellor Bernadette Gray-Little, University of Kansas  
President Ed Hammond, Fort Hays State University  
President Mike Lane, Emporia State University  
President Kirk Schulz, Kansas State University  
President Steve Scott, Pittsburg State University  
President Andy Tompkins, Kansas Board of Regents

The meeting was convened at 11 a.m. by Chancellor Gray-Little.

1. Minutes from May 18, 2011 meeting—approved.
2. Report from Council of Business Officers—Theresa Gordzica, Chief Business and Financial Planning Officer, KU

The System Council of Business Officers received an update on the State Budget from Diane Duffy. They discussed the veto by the Governor of the 2.5% surcharge on employee health insurance premiums. A \$5.9 million reduction remains, but Board staff is working with the Budget division to allocate that cut in a manner that does not affect the universities. Still standing is the 1.193% across the board SGF reduction (except to debt service), and cuts based on amounts spent on information technology, cell phones and bottled water. The Governor signed the budget bill too late for the 7.5% reduction on CEO salaries to affect FY 2011.

COBO discussed property insurance renewal for FY 2012 with Lockton Brokers. Total value of property covered is \$8 billion, with a premium of just over \$2 million. There is no increase in premiums for FY 2012 and some of the coverage has improved. Locton is also working with the Regents purchasing group on auto liability insurance.

Marcia Nielsen, former director of the Health Policy Authority and a faculty member in health policy at the KU Medical Center, met with COBO to discuss State employee health insurance. COBO has been looking into whether it is advisable for the Regents system to have its own health insurance. Dr. Nielsen advised proceeding with caution with the uncertainty surrounding health care reform. She anticipated that premiums will continue to increase because containing health care costs is not included in the reform act. She urged that the business officers continue to communicate with the Health Policy Authority. COBO has recently requested claims information for the last three years as part of this consideration.

COBO also began discussing the FY 2013 budget request.

With the retirement of Ed Phillips from the KU Medical Center, COBO discussed who should replace him as chair of the Student Health Insurance Advisory Committee. The decision is to follow the same rotation as the other councils, with the incoming chair of COBO chairing this advisory committee a year before chairing COBO. PSU will chair this committee next year.

COBO is continuing to work with the State Budget office on proposed changes to the Legislative Budget preparation process. In addition, COBO continues to collect data on the Faculty Senate Presidents' proposal for a tuition waiver for employee dependents and spouses and will discuss the financial implications at its next meeting.

3. Report from Council of Chief Academic Officers—Dr. Jeff Vitter, Provost and Executive Vice Chancellor, KU

COCAO considered several program name changes and informational items.

Most of COCAO's discussion centered on the new Qualified Admissions regulations. There is concern about some inconsistencies in the amended regulations, including whether the requirement to be in the top third of the class can be determined after 6 semesters of high school or 7 or 8 semesters. Julene Miller and Andy Tompkins assured COPS that these issues can be rectified by staff and should not prevent the Board from approving the regulations at the June meeting. If the regulations are changed now, it would add another year before implementation from 2015 to 2016.

4. Request Approval for a Bachelor of Science in Engineering Technology, General (CIP 15.0000) Wichita State University—approved
5. Review Amendments to Board Policy Manual to Address Federal Program Integrity Rule Requirements for State Complaint Process

COCAO reported that it discussed and was comfortable with the amendments to Board policy to address federal program integrity rule requirements for state complaint process. COPS supported the modifications.

6. Other Matters

At the request of President Scott, COPS discussed what could be done for classified staff on the campuses, considering that they have not received salary increases for three years now, there were no market adjustments approved for this year, longevity was not funded, and negative comments about state employees were heard from several legislators. As COPS discusses legislative initiatives for next year, it will give explicit attention to classified staff being part of that agenda and think creatively about what can be done to support them.

Finally, COPS discussed the economic development initiatives that will be funded through the Department of Commerce. KU, KSU and WSU are awaiting an RFP for the \$1 million in engineering funding. KU has already submitted its proposal for the Cancer Center funding, WSU has submitted its proposal for aviation funding, and KSU is talking with Commerce about the animal health funding.

The meeting was adjourned at 12:05 p.m.

# AGENDA

Wednesday, September 20, 2011  
 9:00 a.m. – 9:30 a.m.  
 Kathy Rupp Conference Room  
 Kansas Board of Regents Office  
 1000 SW Jackson Street Suite 520  
 Topeka, Kansas

## AGENDA

1. Approve Minutes of June 15, 2011
  
2. Discussion:
  - a. KSDE Implementation of Common Core Standards – Brad Neuenswander and Tom Foster
  - b. Transfer and Articulation Task Force Update
  
3. Other Business

### SCOCAO Schedule – September 2011 – June 2012

AGENDA MATERIALS DUE	MEETING DATES
August 24, 2011	September 21, 2011
September 28, 2011	October 19, 2011
October 26, 2011	November 16, 2011
November 23, 2011	December 14, 2011
December 21, 2011	January 18, 2012
January 25, 2012	February 15, 2012
February 22, 2012	March 14, 2012
March 28, 2012	April 18, 2012
April 25, 2012	May 16, 2012
May 21, 2012	June 20, 2012

# MINUTES

System Council of Chief Academic Officers  
Minutes

Wednesday, June 15, 2011  
9:00 a.m.  
Kathy Rupp Conference Room  
Kansas Board of Regents  
Topeka, KS

The System Council of Chief Academic Officers met in the Kathy Rupp Conference Room of the Kansas Board of Regents Office, 1000 SW Jackson, Topeka, Kansas, at 9:00 a.m. on Wednesday, June 15, 2011.

**Members Present:**

Kim Krull, Cloud County Community College	Jeffrey Vitter, University of Kansas
Allen Rawitch, University of Kansas Med Ctr	Ruth Dyer for April Mason, Kansas State Uni.
Larry Gould, Fort Hays State University	Steve Loewen, Flint Hills Technical College
Tes Mehring, Emporia State University	Alysia Johnston, Coffeyville Community College
Lynette Olson, Pittsburg State University	Keith Pickus, Wichita State University
Kevin Brungardt, Garden City Community College	Randy Pembroke, Washburn Uni.
Joe Burke, Labette Community College	

**Board Staff:**

Gary Alexander, Joan Warren, Jacqueline Johnson, Jean Redeker, Julene Miller, Cynthia Farrier, and Marti Leisinger

**Approve Minutes of May 18, 2011 Meeting Minutes**

Tes Mehring moved, and Steve Loewen seconded the motion, to approve the May 18, 2011 minutes. The motion carried.

**Discussion:**

**Data Certification Process**

Cynthia Farrier and Marti Leisinger presented an overview of the process of verifying the completeness and accuracy of data submission as per Senate Bill 143.

A timeline for certification and review period was provided as follows:

Collection	Collection Dates	Review/Certification Period
Academic Year	July 1, 2011 – September 15, 2011	September 16, 2011 – September 30, 2011
Fall	October 15, 2011 – November 30, 2011	December 1, 2011 – December 15, 2011

The submission/certification and review window processes were discussed.

An official letter with details will be sent to Presidents and Chief Academic Officers. Institutional Research staff will receive an email regarding the final process.

SCOCAO recommended reconsideration of university chief academic officers certifying the data as they have little, if any, direct interaction with data submission.

Cynthia Farrier asked for input on what institutions need to help with the certification process.

**Transfer and Articulation Task Force**

Gary Alexander informed SCOCAO that the Transfer and Articulation Resolution will be presented to the Board today. He asked that SCOCAO members begin to consider the membership of the Advisory Council.

**October Core Outcomes Meeting**

The Core Outcomes meeting is scheduled for October 14, 2011 from 8:30 to noon at the University of Kansas. Seven disciplines will be meeting:

- Computer Science
- English
- Math
- Philosophy
- Psychology
- Sociology
- Theatre

SCOCAO asked that an email be sent to all the Chief Academic Officers regarding the meeting.

It was suggested the Transfer and Articulation Advisory Council provide input for the 2012 core outcomes meeting and the meetings might be located in the Board of Regents office.

**Late Summer SCOCAO Retreat**

SCOCAO discussed whether or not a late summer retreat would be beneficial. It was determined by consensus not to schedule a retreat. SCOCAO should consider scheduling retreats when there are targeted issues that need consideration.

**KSDE Implementation of Common Core Standards**

Gary Alexander presented information on the Kansas State Department of Education’s Common Core Standards Initiative. Board staff have met with Kansas State Department of Education staff discussing the impact of this initiative for higher education.

“These standards define the knowledge and skills students should have within their K-12 education careers so that they will graduate high school able to succeed in entry-level, credit-bearing academic college courses and in workforce training programs.”

Board staff will invite Brad Neuenswander from the Kansas State Department of Education to the September 2011 SCOCAO meeting to give an update.

**Other Business**

There being no other business, the meeting adjourned at 9:32 a.m.

# AGENDA

Wednesday, September 21, 2011  
9:30 a.m.  
or upon adjournment of SCOCAO  
Kathy Rupp Conference Room  
Reconvene Noon to 1:15 p.m.  
Kathy Rupp Conference Room  
1000 SW Jackson Street Suite 520  
Kansas Board of Regents

## AGENDA

1. Approve Minutes of June 15, 2011
2. University Press of Kansas – Fred Woodward
3. KBOR update - Gary Alexander
4. Library Consortium Update – April Mason
5. Report on Pittsburg State University’s Board of Regents Campus Visit – Lynette Olson
6. Program Requests
  - a. KSU - Request Approval to Change the name of *Department of Communications* to *Department Of Communications and Agricultural Education*
  - b. ESU - Request Approval to Change the Name of the *Environmental Biology* concentration in the B.S., M.S., and M.A. Biology degrees to *Ecology and Biodiversity*
  - c. KU - Request Approval to Change the Name of the *Global Indigenous Nations Studies* to *Indigenous Studies* and the associated *MA in Global Indigenous Nations Studies* will become the *MA in Indigenous Studies*
7. Informational Items
  - a. KSU - Correction of error regarding the creation to two departments
  - b. WSU - New Minor in International Business
  - c. KSU - Change the Technology Management degree program from a 2+2 bachelor degree to a standard bachelor degree
  - d. ESU – Two New Concentrations within the Ph.D. in Library Information Management – Instructional Design Technology and Information Systems
  - e. KUMC - New and modified Concentrations within the Master of Public Health Program
8. Other Business

COCAO Fall 2011 – Spring 2012

AGENDA MATERIALS DUE	MEETING DATES
August 24, 2011	September 21, 2011
September 28, 2011	October 19, 2011
October 26, 2011	November 16, 2011
November 23, 2011	December 14, 2011
December 21, 2011	January 18, 2012
January 25, 2012	February 15, 2012
February 22, 2012	March 14, 2012
March 28, 2012	April 18, 2012
April 25, 2012	May 16, 2012
May 21, 2012	June 20, 2012

# MINUTES

Wednesday, June 15, 2011  
9:30 a.m. – 10:15 a.m.  
Kathy Rupp Conference Room  
Curtis State Office Building  
Reconvene at  
12:00 p.m. – 1:15 p.m.  
Kathy Rupp Conference Room  
Curtis State Office Building  
1000 SW Jackson Street Suite 520  
Kansas Board of Regents

## MINUTES

The Council of Chief Academic Officers met on Wednesday, June 15, 2011 in the Kathy Rupp Conference Room, Curtis State Office Building in Topeka, Kansas at 9:30 a.m. and reconvened in the Kathy Rupp Conference Room at 12:00 p.m.

### Members Present:

Larry Gould, Provost, FHSU

Jeffrey S. Vitter, Provost and EVC, KU

Ruth Dyer for April Mason, Provost, KSU

Lynette Olson, Provost, PSU

Allen Rawitch, VCAA, KU Med Center

Tes Mehring, Provost, ESU

Keith Pickus, Interim Provost, WSU

Randy Pembroke, VPAA, WU

Gary Alexander, KBOR

### Others Present:

Barbara Romzek, KU and Rick Muma, WSU

### Staff Present:

Jean Redeker, Jacqueline Johnson, Joan Warren, and Julene Miller

### Approve Minutes of May 18, 2011

Tes Mehring moved, and Keith Pickus seconded the motion, to approve the Minutes of May 18, 2011, as submitted. No discussion followed. Motion carried.

### Program Requests

#### **KSU Request Approval to Change the name of *Gerontology* to *Long-term Care Administration* within the College of Human Ecology**

Larry Gould moved, and Tes Mehring seconded the motion, to approve KSU's request to change the name of Gerontology to Long-term Care Administration within the College of Human Ecology. Motion carried.

#### **FHSU Request Approval for a New Minor - English for Speakers of Other Languages (ESOL)**

Keith Pickus moved, and Lynette Olson seconded the motion, to approve FHSU's new minor – English for Speakers of Other Languages (ESOL). Motion carried.

#### **PSU Request Approval to Change the Name of the *Bachelor of Science in Education with a Major in Technology to the Bachelor of Science in Education with a Major in Technology and Engineering Education (13.1309)***

Allen Rawitch moved, and Larry Gould seconded the motion, to approve PSU's request to change the name of the Bachelor of Science in Education with a major in Technology to the Bachelor of Science in Education with a major in Technology and Engineering Education (13.1309).

This is fundamentally an education degree. The name change is to reflect the national trend. The curriculum is not changing just renamed to reflect what is happening nationally. The intent is to provide a teaching credential. Motion carried.

#### **Informational Items**

**PSU - Request Approval for a New Major Technical Teacher Education Emphasis in Bachelor of Applied Science (CIP 15.0612)**

**ESU - Two New Concentrations in the Master of Library Sciences Master's Program – Archive Studies and Librarianship for Children and Young Adults**

**PSU - Bachelor of Science with a Major in Family & Consumer Sciences New Emphasis: Interior Merchandising**

**PSU - New Minor Commercial Art in the Department of Art**

The items listed above are informational and do not require action.

#### **Adopt Amendments to Board Policy Manual to Address Federal Program Integrity Rule Requirements for State Complaint Processes**

Julene Miller gave an overview of the amendments to Board Policy Manual that address a state complaint process to meet the federal program integrity rule requirements. A few points within the amendments are: 1) have a single point of contact for complaints at each state university, 2) use specific policies already in place on campus to process complaints and 3) the Board level of involvement will be limited to certain issues not resolved at the campus level.

Discussion followed:

- The Higher Learning Commission has a requirement that a record of complaints is kept by each institution
- The Board's involvement will apply only to students' issues that have not been resolved at the campus level
- The single point of contact is only for alleged violations of university or board policy or state law
- The federal law becomes effective July 1<sup>st</sup>
- These amendments will place Kansas in compliance with federal regulations

This is a discussion item on the Board's June agenda.

#### **Kansas State Department of Education (KSDE) Implementation of Common Core Standards**

This item was presented at the System Council of Chief Academic Officers and did not need further discussion.

#### **Other Business**

##### **Updates on Qualified Admissions Regulations and Implementation**

Julene Miller updated COCAO on the process that the Qualified Admissions Regulations have gone through.

These QA regulations reflect the recommendations brought to the Board in December 2010 from the reconstituted Qualified Admissions Task Force. Those recommendations were approved.

The more rigorous provisions in these regulations would become effective in four years – summer 2015. Changes that are not more rigorous can be made effective sooner.

A memorandum will be distributed to the Chief Academic Officers clarifying questions that have been raised.

A group will be established to consider qualified admissions implementation and process suggestions recommended by the universities.

Meeting recessed at 10:46 a.m. until noon.

**Meeting reconvened at 12:30 p.m. in the Kathy Rupp Conference Room.**

**Libraries**

The Council of Deans and Directors of Libraries are waiting for Kan-ed to determine how it will implement its 2012 budget, which was cut 40%. Those decisions may impact the recommendation to COCAO about a consortium to purchase access to library databases.

**Qualified Admissions - Further Discussion**

Board staff are working to address areas of concern expressed by COCAO regarding the new qualified admissions regulations.

**Academic Report Calendar**

Board staff will distribute an updated academic report calendar for fall 2011 through spring 2012.

**COCAO Meeting with Andy Tompkins**

Board staff will work on scheduling a meeting with Andy Tompkins for the purpose of discussing any issues that COCAO would like to recommend to the Board for consideration. The meeting will be scheduled prior to the Board's retreat either at the end of July or in early August.

**Distance Education Report**

A template is being developed. Campus plans need to emphasize the current level of distance education offered and provide future plans for distance education.

Council members would also like to point-out the costs involved with distance education (return on investment) and indicate how distance education impacts other academic areas.

There being no further business, meeting adjourned at 1:12 p.m.

Sincerely,

Jeffrey S. Vitter  
Provost and Executive Vice Chancellor  
University of Kansas

## CURRENT FISCAL YEAR MEETING DATES

### Fiscal Year 2012

<u>Meeting Dates</u>	<u>Agenda Material Due to Board Office</u>
August 15-17, 2011 Retreat	
September 21-22, 2011	August 31, 2011 at noon
October 19-20, 2011	September 28, 2011 at noon
November 16-17, 2011	October 26, 2011 at noon
December 14-15, 2011	November 22, 2011 at noon
January 18-19, 2012	December 28, 2011 at noon
February 15-16, 2012	January 25, 2012 at noon
March 14-15, 2012	February 22, 2012 at noon
April 18-19, 2012	March 28, 2012 at noon
May 16-17, 2012	April 25, 2012 at noon
June 20-21, 2012	May 30, 2012 at noon

## TENTATIVE MEETING DATES

### Fiscal Year 2013

<u>Meeting Dates</u>
August 14-16, 2012 – Retreat
September 19-20, 2012
October 17-18, 2012
November 14-15, 2012
December 19-20, 2012
January 16-17, 2013
February 20-21, 2013
March 20-21, 2013
April 17-18, 2013
May 15-16, 2013
June 26-27, 2013

# COMMITTEES (2011-2012)

**Ed McKechnie, Chair**  
**Tim Emert, Vice Chair**

## Standing Committees

Academic Affairs

Mildred Edwards, Chair  
 Tim Emert  
 Fred Logan  
 Janie Perkins

Fiscal Affairs and Audit

Christine Downey-Schmidt, Chair  
 Dan Lykins  
 Robba Moran  
 Kenny Wilk

Regents Retirement Plan

Dan Lykins, Chair  
 Robba Moran

Governance

Ed McKechnie, Chair  
 Mildred Edwards  
 Tim Emert  
 Fred Logan

## Board Representatives and Liaisons

Education Commission of the States	Christine Downey-Schmidt
Postsecondary Technical Education Authority	Tom Burke Connie Hubble
Kansas Bioscience Authority	Kenny Wilk (Proposed)
Kansas Campus Compact	Kenny Wilk
KSU Research Foundation Board	Robba Moran
Midwest Higher Education Compact (MHEC)	Janie Perkins
Washburn University Board of Regents	Dan Lykins