

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.

Andy Tompkins, President and CEO

Ed McKechnie, Chair