

KANSAS BOARD OF REGENTS

MINUTES

November 16-17, 2011

The November 16, 2011, meeting of the Kansas Board of Regents was called to order by Chairman Ed McKechnie at 1:35 p.m. The meeting was held in Board offices located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:

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

APPROVAL OF MINUTES

Regent Perkins moved that the minutes of the October 19-20, 2011 meeting be approved. Following the second of Regent Moran, the motion carried.

AMEND AGENDA

Regent McKechnie asked the Board to move the executive session for personnel matters of non-elected personnel scheduled for Thursday's agenda to the last item on today's agenda. Regent Emert moved and Regent Logan seconded. The motion carried.

INTRODUCTIONS

April Mason, Kansas State University's Provost and Senior Vice President, introduced Dr. Dirk Maier, Department Head of Grain Science and Industry, and Tim DeNoble, Dean of the College of Architecture, Planning and Design. Dean DeNoble stated KSU's College of Architecture, Planning and Design has three programs ranked among the top 10 graduate programs in the nation, and overall the College is ranked fifth in the nation, according to *DesignIntelligence* magazine.

GENERAL REPORTS

REPORT FROM CHAIR

Dr. Flentje spoke about the two Emporia State University students who died tragically in an off-campus fire on October 20. Regent McKechnie asked for a moment of silence to remember the two students.

Chairman McKechnie reported the Trustees of the University of North Carolina-Chapel Hill are presenting the William Richardson Davie Award to Chancellor Gray-Little today. The award is

the highest honor given by the Trustees, and recognizes extraordinary service to the University or society. Additionally, Chairman McKechnie stated the Board had a good discussion with the Students' Advisory Committee at this morning's breakfast.

REPORT FROM PRESIDENT AND CEO

President Tompkins gave an update on the Emporia State University presidential search. He stated the Kansas Board of Regents and the Kansas State Department of Education have been working together to build the P-20 data base. To utilize the data that is being collected, the Kansas Education Research Scholars Program is being formed. This program will provide research stipends to faculty to conduct research on identified education topics. Federal grant money will be used to fund the program. Additionally, President Tompkins stated the Oral Health Task Force conducted its first meeting. Regent Moran stated the meeting was productive and the Task Force plans to have a recommendation to the Board in June 2012.

REPORT FROM COUNCIL OF PRESIDENTS

President Schulz presented the Council of Presidents' report. The Council received reports from the Council of Business Officers, the Council of Chief Academic Officers, and the newly created Council of Government Relations Officers. The Council of Business Officers reported the voluntary retirement incentive program results. The Council of Chief Academic Officers reported on transfer and articulation and their concerns about possibly needing additional time to review outcomes before the proposal goes to the Board in January. Regent Logan stated the Board adopted goals and a timeline for approving a set of General Education Core Courses for transfer and articulation and believes the goals and timeline should be met.

President Schulz stated the Council of Presidents' also discussed the university sustainability reports, which are annual reports required under Board policy. President Schulz highlighted the ongoing sustainability efforts on each campus.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

The Council of Faculty Senate Presidents' report was presented by Tom Vontz. The Council continued its discussion on transfer and articulation and clarified its position on the 45 hours of general education courses that will transfer. Mr. Vontz reviewed what the Council could and could not support. The Council could support the idea of identifying 45 hours of courses that automatically transfer as long as they clearly fit within existing general education requirements identified by each of the universities. The Council cannot support requiring each university to accept a 45 hour block of courses to satisfy general education requirements regardless of its university or department-specific general education requirements. Additionally, the Council discussed faculty advocacy and how to better communicate the value of higher education.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Tyler Thompson thanked the Board for hosting breakfast for the Students' Advisory Committee earlier in the day. Mr. Thompson reported the State Higher Education Day for students is tentatively set for Friday, February 10, and invited the Regents to attend. Regent McKechnie asked the Committee to work with the Board's Director of Government Relations and Communication on the date because Fridays are typically not good days to meet with legislators.

Mr. Thompson stated the Committee also discussed off-campus housing issues, inviting legislators to campuses, and transfer and articulation.

STANDING COMMITTEE AND OTHER REPORTS

ACADEMIC AFFAIRS

Regent Edwards stated the Boards' Academic Affairs Standing Committee reviewed the academic items on the agenda and seven performance agreements.

FISCAL AFFAIRS AND AUDIT

Regent Downey-Schmidt presented the Boards' Fiscal Affairs and Audit Standing Committee report. The Committee reviewed the State Universities' Campus Safety and Security Reports. Additionally, the Council of Business Officers reported they continue to review the Board policies that were assigned to Fiscal Affairs and Audit.

GOVERNANCE

Regent McKechnie presented the Governance Committee report. The Committee reviewed the CEO evaluation and CEO hiring practices. The Committee also asked the Board staff to work with the universities on a potential policy for protecting minors on campuses.

APPROVAL OF CONSENT AGENDA

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

Academic Affairs

MEMORANDUM OF AGREEMENT BETWEEN THE UNIVERSITY OF KANSAS AND UNIVERSITY POLICE OFFICERS ASSOCIATION, AFFILIATED WITH KAPE/AFT – KU

The Memorandum of Agreement between the University of Kansas and the KU Police Officers' Association (KUPOA) was approved. The Chair is also authorized to execute the MOA on behalf of the Board.

MEMORANDUM OF AGREEMENT BETWEEN THE UNIVERSITY OF KANSAS AND 1290PE – KU

The amendments to the Memorandum of Agreement between the University of Kansas and the Public Service Employees Representative, Local 1290 PE were approved. The Chair is authorized to execute the MOA on behalf of the Board.

STATE UNIVERSITY SUSTAINABILITY REPORTS

The annual sustainability reports for each of the state universities were accepted.

CONSIDERATION OF DISCUSSION AGENDA*Presentations***UPDATE ON FORT HAYS STATE UNIVERSITY'S STRATEGIC PLAN AND ASPIRATIONAL GOALS**

President Hammond presented Fort Hays State University's strategic plan. Fort Hays State University's vision is to be recognized as one of the nation's fastest growing universities in students served and quality of education provided by 2020. FHSU's strategic plan includes the following seven commitments: 1) Growth, 2) Lifelong Learning, 3) Entrepreneurship, 4) Intellectual Fusion, 5) Social Relevance, 6) Global Engagement, and 7) Learner Outcomes. Under each of these commitments are specific outcomes and objectives that the university plans to accomplish by 2020.

(PowerPoint filed with Official Minutes)

BREAK

The Chair called for a short break at 3:10 p.m. and resumed the meeting at 3:30 p.m.

UPDATE ON PITTSBURG STATE UNIVERSITY'S STRATEGIC PLAN AND ASPIRATIONAL GOALS

President Scott presented Pittsburg State University's strategic plan. Pittsburg State University's vision is focused on planning, engagement, and performance. In 2007, the University adopted its current strategic plan which includes the following goals: 1) enhance learning success, 2) enhance discovery and research, 3) enhance engagement and interaction, 4) embrace emerging technologies, 5) obtain necessary resources, and 6) institutionalize sustainability. President Scott stated PSU is aligning the University's strategic plan with Foresight 2020, KBOR performance agreements, PSU's Campus Master Plan, institutional accreditation, and academic program review. The University is also actively engaged in telling its story by continually updating its web site and using social media. President Scott noted that when the accreditation team leaves the campus in 2013, the University will begin developing a new strategic plan. The current plan runs to 2015.

(PowerPoint filed with Official Minutes)

PRESENTATION ENTITLED "WILL WE BE RELEVANT TEN YEARS FROM NOW"

Dr. Ravi Pendse, Chief Information Officer at Wichita State University, gave a brief presentation on advances in technology and using this technology in the classroom. He stated today's students expect information to be accessible anytime, anywhere, and on any device.

(PowerPoint filed with Official Minutes)

Fiscal Affairs and AuditFY 2013 HOUSING AND FOOD SERVICE RATE ADJUSTMENTS SUBMITTED BY STATE UNIVERSITIES (FIRST READING)

Proposed rates for housing and food service for FY 2013 were introduced by Vice President Duffy. It was noted the universities did receive feedback from students on the proposed rates. The Board will act on the proposed rate adjustments at its December meeting.

GovernanceKANSAS BOARD OF REGENTS GOVERNANCE COMMITTEE CHARTER

Regent McKechnie introduced the proposed Governance Committee Charter and stated the Committee amended the first sentence of the Composition section to read as follows: "The Committee shall consist of Board of Regents members appointed by the Board Chairman and approved by the Board." Regent Emert moved to approve the charter as amended, and Regent Logan seconded. Following discussion, the motion carried. It was noted there was a mistake in the agenda issue paper. The Governance Committee was discussed, but not created, at the 2011 Board Retreat. The Committee was actually created in September.

(Charter, as Amended, filed with Official Minutes)

Other MattersPOLICY CREATING A COUNCIL OF GOVERNMENT RELATIONS OFFICERS AND A SYSTEM COUNCIL OF GOVERNMENT RELATIONS OFFICERS

Julene Miller, General Counsel, introduced the proposed policies creating a Council of Government Relations Officers and a System Council of Government Relations Officers. Following discussion, Regent Wilk moved to adopt. Regent Edwards seconded, and the motion carried. The following policies were adopted:

A. THE BOARD AND ITS STAFF

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4. COUNCILS AND COMMITTEES (3-13-08)

...

(d) Council of Government Relations Officers

(i) The Council of Government Relations Officers (COGRO), established in 2011, consists of the government relations officer (i.e. legislative liaison) of each state university and reports to the Council of Presidents. The chairperson is from the same institution as the chair of the Council of Presidents, and the Director of Government Relations and Communications for the Board serves as an ex officio member.

(ii) COGRO's official function is to advise the Council of Presidents on matters relating to pending or proposed legislation and on matters related to government relations generally. The Council meets monthly during the months the Legislature is

not in session, and on a weekly or as needed basis during the legislative session. (11-16-11)

**CHAPTER IV:
COORDINATION AND SUPERVISION POLICIES AND PROCEDURES
ADOPTED AFTER JULY 1, 1999**

12.c. SYSTEM COUNCIL OF GOVERNMENT RELATIONS OFFICERS

(1) The System Council of Government Relations Officers (SCOGRO), established in 2011, consists of the government relations officer (i.e. legislative liaison) of each of the state universities, up to four government relations officers (i.e. legislative liaisons) selected by the nineteen community colleges (one of whom may be the Executive Director of the Kansas Association of Community Colleges), one government relations officer (i.e. legislative liaison) selected by the six technical colleges (which may be the Executive Director of the Kansas Association of Technical Colleges), and the governmental relations officer (i.e. legislative liaison) for Washburn University. The Board's Director of Government Relations and Communications serves as an ex officio member. Two members of SCOGRO will serve as co-chairpersons: One shall be from the same institution as the state university System Council of Presidents co-chairperson; the other shall be selected by and from the non-state university SCOGRO members. SCOGRO meets quarterly, or as needed on the call of a co-chairperson, and reports to the System Council of Presidents on matters that have system-wide impact. All positions will be reported to the System Council of Presidents, and a majority will be required for SCOGRO endorsement.

(2) SCOGRO formulates recommendations relating to pending or proposed legislation and on matters related to government relations generally.

AMENDMENTS TO POLICY ON FACULTY AND STAFF COMMITMENT OF TIME, CONFLICT OF INTEREST, CONSULTING, AND OTHER EMPLOYMENT

General Counsel Miller introduced proposed amendments to the policy on Faculty and Staff Commitment of Time, Conflict of Interest, Consulting, and Other Employment. The proposed amendments will allow universities to modify the Board required reporting form, without seeking COPS approval, to timely address federal requirements that were recently revised. Regent Emert moved to adopt. Following the second of Regent Logan, the motion carried. The following amendments were adopted:

F. Faculty and Staff

.....

14. COMMITMENT OF TIME, CONFLICT OF INTEREST, CONSULTING AND OTHER EMPLOYMENT (9-20-74; 12-16-77; 11-19-82; 5-17-85; 4-20-95)

Preamble:

The Board of Regents encourages the ~~Regents institutions~~ state universities to ~~interact~~ collaborate and consult with business, industry, public and private foundations, and government agencies in order to ~~assure the relevance of~~ further their missions of teaching, research and service; to provide for and facilitate the professional development of their faculty and unclassified staff; and to promote the rapid expansion and application of knowledge, gained through research, to the needs of Kansas, the region and the nation. With particular reference to such interaction, the Board of Regents considers it of utmost importance that university employees conduct their affairs so as to avoid or minimize conflicts of time commitments and conflicts of interest, and that the ~~Regents institutions~~ state universities ~~must~~ be vigilant and prepared to respond appropriately when real or apparent conflicts arise.

To those ends, the purposes of this policy are to: (i) ~~educate about~~ illustrate types of situations that generate conflicts; (ii) provide means for faculty and unclassified staff and the university to manage real or apparent conflicts; (iii) promote the best interests of students and others whose work depends on faculty direction; and (iv) describe ~~situations~~ the types of conflicts that are prohibited. Every faculty member and member of the unclassified staff has an obligation to become familiar with, and abide by, the provisions of this policy. If a situation raising questions of real or apparent conflict of commitment or conflict of interest arises, affected faculty and/or unclassified staff must meet with their department chair, school dean or supervisor, report the conflict as described below, and eliminate the conflict or manage it in an acceptable manner.

a. General Principles

(1) Conflict of Time Commitment

(a) Attempts to balance university responsibilities ~~outlined in the preamble~~ with external activities, (such as, but not limited to, consulting, public service or pro bono work,) can result in real or apparent conflicts regarding commitment of time and effort. Whenever a faculty or staff member's external activities exceed reasonable time limits, or whenever an unclassified staff or faculty member's primary professional responsibility is not to the ~~institution~~ university, a conflict of time commitment exists.

(b) Conflicts of commitment usually involve issues of time allocation. Faculty members and unclassified staff of ~~Regents institutions~~ state universities owe their primary professional responsibility to their employing institutions, and their primary commitment of time and intellectual effort ~~should~~ must be to the education, service, research and scholarship missions of ~~said~~ those institutions. Faculty and unclassified staff should maintain a presence on campus commensurate with their appointments. The specific responsibilities, position requirements, employment obligations and professional activities that constitute

an appropriate and primary commitment of time will differ across schools and departments, but said responsibilities, requirements, obligations and activities should be initially premised on a general understanding of full-time commitment for full-time faculty or unclassified staff of the ~~institutions~~ universities. Exceptions must be justified and shown to enhance the institutional mission.

(2) Conflict of Interest

(a) A conflict of interest occurs when there is a divergence between an individual's private, personal relationships or interests and his/her professional obligations to the university such that an independent observer might reasonably question whether the individual's professional actions or decisions are determined or substantially influenced by considerations of personal benefit, gain or advantage.

(b) ~~A Whether a conflict of interest or the appearance of ~~it~~ one exists depends on the situation, ~~and~~ not ~~necessarily~~ on the character or actions of the individual, ~~and~~ must be determined on a case by case basis. The appearance of a conflict of interest can be as damaging or detrimental as an actual conflict ~~and thus, for purposes of this policy, apparent conflicts are treated the same as actual conflicts. Thus, individuals are asked to report potential conflicts so that appearances can be separated from reality.~~~~

(c) Situations involving potential conflicts of interest are not ~~unusual~~ uncommon in a modern university and must be addressed. ~~For example, conflicts of interest can arise out of the fact that Regents institutions~~ State universities have as part of their mission the promotion of the public good by fostering the transfer of knowledge gained through university research and scholarship to the private sector. Two important means of accomplishing ~~the~~ this institutional mission include consulting and the commercialization of technologies derived from research. It is appropriate that university personnel be rewarded for ~~their participation~~ participating in these activities through consulting fees and sharing in royalties resulting from the commercialization of their work. It is ~~wrong~~ not appropriate, however, for an individual's actions or decisions made in the course of his or her university activities to be determined or substantially influenced by considerations of personal financial gain. Such behavior calls into question the professional objectivity and ethics of the individual, and it also reflects negatively on the employing university. ~~Regents institutions~~ State universities are institutions of public trust; faculty and unclassified staff must respect that status and conduct their affairs in ways that will not compromise the integrity of the university.

(d) Except in a purely incidental ways, university resources, including but not limited to, facilities, materials, personnel, or equipment, may not be used in external activities unless prior written approval has been received in advance from the ~~institution's~~ university's chief executive officer or his/her designee. Such

permission shall be granted only when the use of university resources is determined to further the mission of the institution. When such permission is granted, the faculty member or unclassified staff member will make arrangements ~~for reimbursement of~~ to reimburse the university for ~~customarily priceable~~ institutional materials, facilities or services used in the external activity. Such use may never be authorized if it violates the Board of Regents policy on Sales of Products and Services.

(e) Proprietary or other information confidential to a ~~Regents institution~~ state university may never be used in external activities unless prior written approval has been received ~~in advance~~ from the university's chief executive officer or designee.

(f) Faculty or unclassified staff may not involve university students, classified staff, unclassified staff or faculty in their external activities if such involvement is in any way coerced or in any way conflicts with the involved participants' required commitment of time to their university. For example, a student's grades or progress towards a degree may not be conditioned on participation in a university employee's external activities.

b. Consulting and Other Employment

(1) Consulting for Other State of Kansas Agencies

Consulting by faculty members and employees of institutions under the jurisdiction of the Board for another institution under the jurisdiction of the Board, as well as consultation for other state agencies, shall be approved in advance by both (a) the institution or agency seeking these services, and ~~approved by~~ (b) the employee's home institution. The home institution shall effect payment through the regular process and shall receive reimbursement through the interfund transfer process.

(2) Consulting Outside the University

For members of the faculty, the ~~Regents institution~~ state university permits, and, indeed encourages, a limited amount of personal, professional activity outside the faculty member's reasonably construed total professional responsibilities of employment by and for the ~~institution~~ university, provided such activity: (a) further develops the faculty member in a professional sense or serves the community, state, or nation in a professional capacity; (b) does not interfere with the faculty member's teaching, research and service to the ~~institution~~ university; and (c) is consistent with the objectives of the ~~institution~~ university. Regular instructional service to other educational institutions is normally regarded as an inappropriate personal, professional activity and is thus generally prohibited. Without prior written approval from the university CEO or the CEO's designee, faculty members on full-time appointments must not have significant outside managerial responsibilities nor act as principal investigators on sponsored projects that could be conducted at their ~~institution~~

employing university but instead are submitted and managed through another organization. Each ~~Regents institution~~ state university is to determine how to apply or adapt the consulting policy and procedures for unclassified employees who are not faculty members. In no case shall the policy and procedures be more liberal than what is allowed for faculty. (10-18-01)

(3) Other Employment

The Board of Regents expects faculty and unclassified staff employed by the ~~Regents institutions~~ state universities to give full professional effort to their university duties and assignments. It is, therefore, considered inappropriate to engage in gainful employment outside the ~~Regents institution~~ state university that is incompatible with institutional commitments. It is inappropriate to transact business for personal gain unrelated to the ~~institution~~ university from one's ~~institutional~~ university office or with use of university resources, or at times when it might interfere with commitments to the ~~institution~~ university. Uncompensated participation in academic conferences, workshops and seminars on matters relating to education or the other functions of the university does not usually constitute consulting or outside employment. However, organizing and operating such meetings for profit may be construed as consulting or outside employment as defined in this policy.

c. Reporting Requirements

(1) Annual Reporting

As part of the annual appointment process, all faculty and unclassified staff with 100% time appointments must disclose to the university whether they or members of their immediate family (spouse and dependent children), personal household, or associate entities (e.g., corporations, partnerships or trusts) have consulting arrangements, significant financial or managerial interests, or employment in an outside entity whose financial or other interests would reasonably appear to an independent observer to be directly and significantly affected by their research or other university activities. For purposes of this policy, significant financial or managerial interests (or significant financial or other interests) means all holdings greater than \$10,000 or more than 5% ownership in a company. Faculty and unclassified staff members who hold fractional appointments and who have potential or possible conflicts of time commitments or conflicts of interest, as defined above, are also required to make the disclosures. Failure to submit the required reporting form, as approved by the Council of Presidents, will result in denial of the opportunity to submit research proposals to external funding agencies ~~until the form is submitted~~ and may result in discipline in accordance with university procedures. When the ~~institution judges~~ university determines that the information submitted indicates that a an actual or apparent conflict of time, commitment or conflict of interest does or may exist, the ~~institution~~ university may require that the faculty or unclassified staff member submit additional information and explanation regarding that conflict. (9-21-95)

(2) ~~Reporting Significant Ad Hoc Current or Prospective~~ Ongoing Duty to Report Conflicts As They Occur

In addition to the annual report that must be filed by faculty and unclassified staff, such employees must also disclose on the form approved by the Council of Presidents to the department chair or dean or supervisor on an *ad hoc* basis any current or prospective situations that may raise questions of conflict of time commitment or conflict interest, as soon as such situations become known to the faculty or unclassified staff member.

(3) Federal Reporting Requirements

State universities are required to adhere to and implement any additional policies and procedures and disclosure requirements that are imposed by applicable federal conflict of interest laws. State universities may modify the reporting form established pursuant to paragraph (1) of this subsection c. without seeking approval of the Council of Presidents, as necessary to meet or exceed such federal requirements. Such modifications shall not result in less comprehensive reporting.

(3)(4) Reporting of Consulting

The Faculty members must inform the chief academic officer, through the department chair or head and the dean, of all external personal, professional activities. For all such activities, except those single-occasion activities specified below, the faculty member must report in writing the proposed arrangements, and secure approval prior to engaging in the activities. Those personal, professional activities which occur within a single 24-hour period must be reported annually in writing as prescribed. For all activities concerned, the report should indicate the extent and nature of the activities, the amount of time to be spent in the activities, and the total amount of time spent or expected to be spent on all such outside activities during the current academic year.

(4)(5) Disposition of Reports

All required reports shall be submitted in accordance with institutional requirements and shall be included in individual personnel files to be used for the determination of whether an individual is in compliance with this policy. Such reports will also be available to institutional research officers to permit certification and/or verification of compliance with federal regulations. Institutions must maintain these reports for a minimum of three years.

WICHITA STATE UNIVERSITY PRESIDENTIAL SEARCH COMMITTEE, SEARCH CONSULTANT, AND CHARGE TO THE SEARCH COMMITTEE

President Tompkins presented the proposed members to serve on the Wichita State University Presidential Search Committee and the proposed charge to the search committee. Additionally, President Tompkins stated that after reviewing several firms through the RFP (request for

proposal) process, the recommendation is to hire R. William Funk and Associates as the search consultant. Regent Emert moved to approve the search committee members, the charge to the committee, and the search consultant. Following the second of Regent Perkins, the motion carried. The following was adopted:

**Wichita 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 Wichita 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 Wichita State University. The Board asks the Committee to consider inclusion of strong demonstrated skills in community collaboration, applied innovation and creative problem solving.
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 four to five candidates who are the most qualified for Board selection as the next President of Wichita State University. The Committee will work to advance the final four to five candidates to the KBOR by April 30, 2012.

(Handout of Committee Members filed with Official Minutes)

EXECUTIVE SESSION

At 5:00 p.m., Regent Emert moved, followed by the second of Regent Perkins, 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, President Tompkins, and Interim President Ed Flentje. At 5:30 p.m., the meeting returned to open session.

RECESS

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

RECONVENE

Vice Chairman Emert reconvened the meeting at 9:00 a.m. on Thursday, November 17.

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

MEMBER ABSENT: Ed McKechnie, Chairman

INTRODUCTIONS

President Tompkins introduced Doris Givens, President of Kansas City Kansas Community College.

REPORTS**REPORT FROM SYSTEM COUNCIL OF PRESIDENTS**

President Calaway presented the System Council of Presidents' report. The Council discussed the creation of a System Council of Government Relation Officers and transfer and articulation. President Calaway stated the members of the transfer and articulation committees are clear on the Board's objectives and the timelines that were adopted. The Council also received a presentation on the performance agreement model.

REPORT FROM THE COMMUNITY COLLEGES

President Dunn, Seward County Community College, gave a presentation on the Southwest Kansas community colleges (Dodge City Community College, Garden City Community College, and Seward County Community College). These colleges serve approximately 4,000 credit seeking students and approximately 3,500 non-credit students. The majority of the students are Kansas residents and Spanish is the primary language spoken in their households. President Dunn reviewed the top 5 collaborative initiatives, efficiency initiatives, and challenges these colleges face. Additionally, he stated the economic impact for the three counties (Ford, Finney, and Seward) where these colleges reside is approximately \$126 million, which is based on the 2010 economic impact study produced by Goss & Associates.

(PowerPoint filed with Official Minutes)

REPORT FROM THE TECHNICAL COLLEGES

President Edleston stated he is a member of the American Association of Community Colleges, and he recently attended a meeting in Washington, D.C. where the definition of completion was discussed. Currently, students who receive a degree are considered completers, but students who complete anything less than a degree, like a certificate, are not counted as a completer. This issue is being reviewed at both the national and state level.

REPORT FROM WASHBURN UNIVERSITY

President Farley reported Washburn University is currently in the process of revising its general education requirements and learning outcome requirements.

APPROVAL OF CONSENT AGENDA

Academic Affairs

ADDITIONAL DEGREE GRANTING AUTHORITY FOR REDSTONE COLLEGE, GRACELAND UNIVERSITY, AND REGIS UNIVERSITY

Approval was given to Redstone College to offer an Associate Degree in Wind Energy Technology.

Graceland University received approval to offer a Doctor of Nursing Practice.

Regis University received approval to offer the following degrees: 1) Bachelor of Science in Nursing, 2) Bachelor of Science in Criminology, 3) Bachelor of Science in Computer Information Systems, 4) Master of Science in Nursing, 5) Master of Business Administration, and 6) Master of Science in Database Technologies.

DEGREE AND CERTIFICATE PROGRAMS SUBMITTED BY JOHNSON COUNTY COMMUNITY COLLEGE

Johnson County Community College received approval to offer an Associate of Applied Science Degree (64 credit hours), with a Certificate B exit point option at 32 credit hours, in Solar Technologies (CIP 15.0505). The College's general fund will cover the faculty and related expenses. The program's equipment and supplies will be funded through a Kansas Department of Commerce Workforce Solutions Fund (Project #09-14).

CONSIDERATION OF DISCUSSION AGENDA*Academic Affairs***NEW DEGREE GRANTING AUTHORITY FOR FRANKLIN UNIVERSITY, CARRINGTON COLLEGE, COLUMBIA SOUTHERN, ARGOSY UNIVERSITY, AND SOUTH UNIVERSITY**

Gary Alexander, Vice President of Academic Affairs, presented the following institutions' requests for new degree granting authority: 1) Franklin University, 2) Carrington College, 3) Columbia Southern, 4) Argosy University, and 5) South University. Regent Edwards moved to approve and Regent Logan seconded. The motion carried. The following programs were approved:

Franklin University:

- 1) Associate of Science in Accounting
- 2) Associate of Science in Business Administration
- 3) Associate of Science in Computer Science
- 4) Associate of Science in Financial Management
- 5) Associate of Science in Forensic Accounting
- 6) Associate of Science in Information Technology
- 7) Bachelor of Science in Accounting
- 8) Bachelor of Science in Allied Healthcare Management
- 9) Bachelor of Science in Applied Management
- 10) Bachelor of Science in Applied Psychology
- 11) Bachelor of Science in Business Administration
- 12) Bachelor of Science in Business Economics
- 13) Bachelor of Science in Business Forensics
- 14) Bachelor of Science in Computer Science
- 15) Bachelor of Science in eMarketing
- 16) Bachelor of Science in Financial Management
- 17) Bachelor of Science in Financial Planning
- 18) Bachelor of Science in Forensic Accounting
- 19) Bachelor of Science in Healthcare Information Systems Management
- 20) Bachelor of Science in Human Resources Management
- 21) Bachelor of Science in Information Technology
- 22) Bachelor of Science in Interactive Media Design
- 23) Bachelor of Science in Interdisciplinary Studies
- 24) Bachelor of Science in Management
- 25) Bachelor of Science in Management Information Sciences
- 26) Bachelor of Science in Marketing
- 27) Bachelor of Science in Operations & Supply Chain Management
- 28) Bachelor of Science in Organizational Communication
- 29) Bachelor of Science in Public Relations
- 30) Bachelor of Science in Public Safety Management
- 31) Bachelor of Science in Safety, Security & Emergency Management
- 32) Bachelor of Science in Web Development

- 33) Bachelor of Science in Healthcare Management
- 34) Master of Business Administration
- 35) Master of Science in Accounting
- 36) Master of Science in Computer Science
- 37) Master of Science in Instructional Design & Performance Technology
- 38) Master of Science in Marketing & Communication

Carrington College:

- 1) Associate of Science in Accounting
- 2) Associate of Science in Business
- 3) Associate of Science in Computer Technology
- 4) Associate of Science in Criminal Justice
- 5) Associate of Science in Graphic Design
- 6) Associate of Science in Health Care Administration
- 7) Associate of Science in Health Information Technology
- 8) Associate of Science in Paralegal Studies
- 9) Associate of Science in Renewable Energy
- 10) Associate of Science in Sales & Marketing
- 11) Associate of Science in Veterinary Technology

Columbia Southern University:

- 1) Associate of Arts in General Studies
- 2) Associate of Applied Science in Business
- 3) Associate of Applied Science in Criminal Justice
- 4) Associate of Applied Science in Fire Science
- 5) Associate of Applied Science in Occupational Safety & Health
- 6) Bachelor of Science in Business Administration
- 7) Bachelor of Science in Criminal Justice Administration
- 8) Bachelor of Science in Environmental Management
- 9) Bachelor of Science in Fire Science
- 10) Bachelor of Science in Health Care Administration
- 11) Bachelor of Science in Hospitality and Tourism
- 12) Bachelor of Science in Human Resource Management
- 13) Bachelor of Science in Information Technology
- 14) Bachelor of Science in Marketing
- 15) Bachelor of Science in Occupational Safety and Health
- 16) Bachelor of Science in Organizational Leadership
- 17) Bachelor of Science in Psychology
- 18) Master of Science in Criminal Justice
- 19) Master of Science in Emergency Services Management
- 20) Master of Science in Occupational Safety and Health
- 21) Master of Science in Organizational Leadership
- 22) Master of Business Administration
- 23) Doctor of Business Administration

Argosy University:

- 1) Bachelor of Arts in Liberal Arts
- 2) Bachelor of Arts in Psychology
- 3) Bachelor of Science in Business Administration
- 4) Bachelor of Science in Criminal Justice
- 5) Master of Arts in Education in Adult Education & Training
- 6) Master of Arts in Education in Educational Leadership
- 7) Master of Arts in Education in Higher and Postsecondary Education
- 8) Master of Arts in Education in Teaching and Learning
- 9) Master of Science in Human Resource Management
- 10) Master of Science in Non Profit Management
- 11) Master of Science in Organizational Leadership
- 12) Master of Science in Service Sector Management
- 13) Master of Business Administration
- 14) Master of Public Administration
- 15) Doctor of Business Administration
- 16) Doctor of Education in Community College Executive Leadership

South University:

- 1) Associate of Science in Accounting
- 2) Associate of Science in Allied Health Science
- 3) Associate of Science in Business Administration
- 4) Associate of Science in Criminal Justice
- 5) Associate of Science in Information Technology
- 6) Associate of Science in Paralegal Studies
- 7) Bachelor of Arts in Psychology
- 8) Bachelor of Business Administration
- 9) Bachelor of Science in Criminal Justice
- 10) Bachelor of Science in Health Science

Other MattersTRANSFER AND ARTICULATION ADVISORY COUNCIL STATUS REPORT

Regent Logan stated the Board's Transfer and Articulation Advisory Council is making progress. The Council created two subcommittees that will focus on the General Education Core courses and quality assurance. The Council reviewed the State of Arizona's transfer processes and web site, which includes a Course Equivalency guide that shows how courses transfer from the state's twenty-two community colleges to its three universities. Additionally, Regent Logan stated the Board will not modify its three goals, and the Council is currently on schedule to present a list of General Education Core Courses that constitute a minimum of 45 credit hours to the Board in January.

PRESIDING OFFICER'S PROPOSED "ORDER ON REMAND"

Presiding Officer Logan stated the Shawnee County District Court remanded *Board of Trustees of Dodge City Community College, et al., v. Kansas Board of Regents*, No. 2009-C-1046, to "determine the amount Plaintiffs would have received [in FY2011] had the Board awarded them

Other Institutions Aid for Technical Education funding instead of Community College Operating Grant funding in that fiscal year, treating Plaintiffs in the same manner that the Intervenors were treated in 2011.” He reviewed the process that was conducted for the Order of Remand, and he presented his findings and orders. Regent Downey-Schmidt made a motion to adopt the Presiding Officer’s Findings and Orders in this matter. Regent Downey-Schmidt stated she believes the Findings and Orders are consistent with what the Court has directed the Board to do, and that this is the only way to treat Pratt, Cowley and Dodge City Community Colleges in the same way that Hutchison, Johnson County, Kansas City Kansas and other institutions that received Other Institutions Aid for Technical Education in fiscal year 2011 were treated. Additionally, she stated that she offers this motion with the understanding that the Board is just carrying out the Court’s latest ruling, and that entering this Order does not waive any rights the Board has to appeal the Court’s rulings. Regent Lykins seconded, and the motion carried.

(Findings and Orders of the Kansas Board of Regents on Remand filed with Official Minutes)

UPDATE ON WORKFORCE ALIGNMENT

Blake Flanders, Vice President for Workforce Development, presented a preliminary report on Foresight 2020’s Strategic Goal 5, which is enhancing alignment between the work of the state’s higher education system and the needs of the Kansas economy. Vice President Flanders reviewed the characteristics of the Kansas workforce, the economic drivers for Kansas, and projected Kansas jobs. The annual report on Strategic Goal 5 will be presented at the December meeting and will include information on data limitations, programs and program numbers, the need for labor market intelligence, alignment and gaps, and delivery system.

(PowerPoint filed with Official Minutes)

REPORT FROM KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Vice President Flanders presented the Kansas Postsecondary Technical Education Authority report. The TEA has been working on workforce development and believes the areas of funding, credentials, and outcomes will create a strong workforce system. Vice President Flanders stated a new funding approach for postsecondary technical education programs has been established and work continues on program alignment, which allows students to exit programs with industry recognized credentials. The TEA is also reviewing a proposed process for establishing a set of outcome metrics to evaluate existing technical education programs.

(PowerPoint filed with Official Minutes)

FY 2013 SYSTEM-WIDE NON-BUDGETARY LEGISLATIVE PROPOSALS

Mary Jane Stankiewicz, Director of Government Relations and Communications, presented the second reading of the FY 2013 system-wide non-budgetary legislative proposals. Ms. Stankiewicz noted a proposal was added to change the process for obtaining license plates through the Educational Institution License Plate Program and corrected some of the language in the Strengthening Quality Assurance at KU Medical Center and Redesign Vocational Education Scholarship Program proposals. Additionally, there was an amendment made to the community colleges’ public notice proposal to allow the colleges to utilize an alternative path for required public notices if there is not a newspaper of general circulation within the district. Regent Wilk

moved to approve the non-budgetary legislative proposals as amended. Following Regent Perkins second, the motion carried. The following items will be included in the Board's 2013 legislative package:

- 1) Allowing statutory amendment for community colleges to utilize an alternative path for required public notices
- 2) Removing sunset provision on Senate Bill 9, the Project Delivery Construction Efficiency Program
- 3) Advancing commercialization in Kansas
- 4) Strengthening quality assurance at KU Medical Center
- 5) Redesigning Vocational Education Scholarship Program creating a new Career Technical Workforce Grant
- 6) Amending provisions of the Deferred Maintenance Tax Credit legislation
- 7) Eliminating sunset for the current fee structure for private postsecondary
- 8) Changing the process in legislation for Educational Institution License Plate Program

ADJOURNMENT

The Vice Chairman adjourned the meeting at 11:30 a.m.

Andy Tompkins, President and CEO

Ed McKechnie, Chair