

KANSAS BOARD OF REGENTS
MINUTES
June 27-28, 2007

The June 27, 2007, meeting of the Kansas Board of Regents was called to order by Chairman Nelson D. Galle at 1:32 p.m. The meeting was held in Board offices located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PARTICIPATING: Nelson D. Galle, Chairperson
Christine Downey-Schmidt, Vice Chairperson
Janice DeBauge
Frank Gaines
Jim Grier
Dan Lykins
Janie Perkins
Donna Shank

APPROVAL OF MINUTES

Regent Gaines moved that the minutes of the May 16 and 17, 2007, meeting be approved. Following the second of Regent Perkins, the motion carried.

REPORTS

REPORT FROM CHAIR

Chairman Galle reported that he recently met with the Chairman of the Kansas State Department of Education. He and Chairman Bill Wagon discussed the possibility of the two boards having a joint meeting, and he suggested that President Robinson communicate with the recently named Commissioner of Education, Alexa Posney, to establish an agenda. Since the last Board meeting, Regent Galle spoke at the Manhattan Area Technical College commencement, the Hutchinson Community College commencement, and the University of Kansas commencement and related ceremonies. He summarized his experiences by commenting that higher education through its graduation of electrical linemen, firefighters, and medical doctors, as well as all graduates, contributes greatly to the economic viability to the state of Kansas.

REPORT FROM VICE CHAIR

Regent Downey-Schmidt reported that she was privileged to attend two commencements in China on her recent trip.

COMMENTS FROM REGENT DEBAUGE

Closing out her eight years of service to the Kansas Board of Regents, Regent DeBauge thanked the members of the Board staff for their assistance during her tenure. She also thanked the two-year and four-year institutional leaders, labeling them as the greatest in the nation.

AMEND AGENDA

Chairman Galle announced that the agenda would be amended by moving consideration of a Memorandum of Agreement between the University of Kansas and the Public Service Employees Local #1132 from Thursday to Wednesday. The topic was added as item #2 under Other Matters. He noted that an Executive Session would precede any action on the Agreement.

REPORT FROM PRESIDENT AND CEO

President Robinson reported on various events he attended during the past month. He recently participated in the National Teachers' Hall of Fame induction ceremony at Emporia State University and noted that one Kansas teacher and one teacher who hails from Kansas were included in the new inductees. He attended a breakfast held at the University of Kansas Medical Center to launch "The Time is Now," the 10-year vision and strategy to advance Life Sciences. In closing, Mr. Robinson thanked Vice President Masters for his leadership in the Academic Affairs section during the past four years.

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

Co-Chairman David Reist reported on the System Council of Presidents' meeting held earlier in the day. SCOPs received a report from the System Council of Chief Academic Officers on 1) the Kansas Core Outcomes Project and its plans to meet on September 14 to discuss further development of a template for reporting and 2) highlights from the Council retreat in May. SCOCAO also discussed the possibility of establishing a subcommittee to provide input on a statewide definition of "general education."

SCOPs received a report from Vice President Diane Duffy on the unified budget request. After a lengthy discussion, SCOPS endorsed the budget proposal.

President Robinson briefed SCOPs on the Technical Education Authority, how the appointments are progressing, and the anticipated timeline.

SCOPs discussed special needs students and how institutions are willing to serve the students, but the increasing costs make it difficult. President Reist reported that the Legislative Educational Planning Committee will study the topic this summer.

REPORT ON KANSAS BIOSCIENCE AUTHORITY

Tom Thornton, President and CEO of the Kansas Bioscience Authority, updated the Board on the progress of the Authority, an initiative of the Kansas Economic Growth Act. He identified four principle areas of focus for the Authority: 1) expansion of infrastructure; 2) technology commercialization; 3) growth of the bioscience sectors, i.e., animal health, biofuels, clinical trials, drug discovery, bio-materials in plant science; and 4) work to attract and retain bioscience companies to Kansas.

Mr. Thornton reported that research and development is critical for Kansas and much of that is financed through federal funds. The Kansas Bioscience Authority is working with Kansas institutions to improve the quantity and quality of bioscience research. The Eminent Scholar program is underway to attract distinguished bioscience faculty to Kansas. A sister program, the

Rising Star Scholar Program, will advance junior and mid-career faculty researchers. He stated that a component of qualifying for federal funds is availability of matching funds. The federal government is increasingly seeking a level of institutional and state support. To aid in matching fund availability, the Authority hopes to establish national centers of excellence in Bioscience at the institutions. The Authority also hopes to assist institutions in developing a large scale federal research and development investment.

Two programs are underway. One is the National Bio and Agro-Defense Facility (NBAF), which is being sought by Kansas State University. Mr. Thornton noted that the search for a site to establish the NBAF program will be narrowed soon to three to five locations that will be given final consideration. He reported that NBAF is expected to be a \$451 million laboratory. Both Kansas State University and the state of Kansas have made investments to attract the Facility.

A second program is the University of Kansas Medical Center life science initiative. Mr. Thornton indicated that there is an exceptional amount of research capability in the Kansas City area and KUMC is working to become a national leader in the life science field. He noted that the federal government is investing heavily in both public health and public security and Kansas is positioning itself to attract federal funds. The Authority is working with the institutions to assist with the expectation of matching funds, but Mr. Thornton also noted the high interest in commercialization. He called specific attention to a plan at Wichita State University to pursue commercial opportunities in biomedical applications. The Authority is also working to establish collaboration between institutions and private industries.

Mr. Thornton was asked to elaborate on the timeline for the competition for the NBAF lab. He responded by saying that the Department of Homeland Security is expected to make an announcement by the end of June, in which the seventeen sites originally considered would be reduced to three to five sites. If either the site at Kansas State University or the site at Leavenworth is in the final contention, it will be necessary to conduct a programmatic environmental impact statement. The final selection is expected to be in October of 2008. Regents expressed appreciation to Mr. Thornton for his efforts.

APPROVAL OF CONSENT AGENDA

In introducing the technical school and college tuition and fee increase proposals, Regent Grier expressed his thanks to the institutions for their efforts for the betterment of higher education during the past five years. Responding to a question about clock hours, Regent Grier indicated that by next year, all institutions will have made the conversion to credit hours.

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

Fiscal Affairs and AuditFY 2008 TUITION AND REQUIRED FEES FOR TECHNICAL SCHOOLS AND COLLEGES

Acting pursuant to the requirements of K.S.A. 72-4430, *et seq.*, the Board approved the tuition and fees proposed by the governing boards of the technical schools and colleges for FY 2008 as follows:

Summary of Technical Schools and Colleges Tuition Rates

Institution	Resident Status	Approved 2006-2007 Tuition Rates (per credit hour)	Proposed 2007-2008 Tuition Rates (per credit hour)
Coffeyville Community College & ATS	Resident	\$50.00	\$50.00
	Non-Resident	\$90.00	\$90.00
Cowley County Community College	Resident	\$48.00	\$50.00
	Non-Resident	\$100.00	\$102.00
Dodge City Community College	Resident	\$35.00	\$35.00
	Non-Resident	\$45.00	\$55.00
Flint Hills Technical College	Resident	\$85.00	\$75.00
	Non-Resident	\$85.00	\$75.00
Hutchinson Community College & AVS	Resident	\$43.50	\$45.30
	Non-Resident	\$43.50	\$45.30
Johnson County Community College/AVS	Resident	\$1.80 *	\$1.80 *
	Non-Resident	\$8.00 *	\$8.00 *
Kansas City Kansas ATS	Resident	\$1.60 *	\$57.00
	Non-Resident	\$10.65 *	\$261.00
Kaw Area Technical School	Resident	\$2.50 *	\$62.00
	Non-Resident	\$16.00 *	\$396.00
Manhattan Area Technical College	Resident	\$60.00	\$63.00
	Non-Resident	\$400.00	\$400.00
North Central Kansas Technical College	Resident	\$2.25 *	\$2.40 *
	Non-Resident	\$14.97 *	\$15.87 *
Northeast Kansas Technical College	Resident	\$107.83	\$111.00
	Non-Resident	\$515.83	\$531.33
Northwest Kansas Technical College	Resident	\$58.00	\$60.00
	Non-Resident	\$116.00	\$120.00
Pratt Community College	Resident	\$42.00	\$44.00
	Non-Resident	\$42.00	\$44.00
Salina Area Technical School	Resident	\$2.20 *	\$2.40 - \$2.88 *
	Non-Resident	\$2.20 *	\$2.40 - \$2.88 *
Southwest Kansas Technical School	Resident	\$1.62 *	\$48.00
	Non-Resident	\$10.80 *	\$320.00
Wichita Area Technical College	Resident	\$49.50 - \$99.00	\$49.50 - \$99.00
	Non-Resident	\$211.10 - \$270.60	\$211.10 - 70.60

*Clock Hour Rate

(Complete List of Fees Filed with Official Minutes)

Regent Gaines asked about the recent inquiry into student loan practices and the investigation by the State of New York. President Robinson described the efforts underway, including institutional contacts made by General Counsel Julene Miller and an inquiry by the Kansas Attorney General's office to review Kansas practices. The state universities are responding to the inquiries of the Kansas Attorney General, as opposed to any inquiries from New York.

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

PERFORMANCE REPORTS

Vice President Bob Masters briefed the Board on the Performance Agreement process covering the period of January 1, 2006 through December 31, 2006. He noted that both Board staff and the Board's Academic Affairs Standing Committee reviewed the compliance reports submitted by the institutions on March 1, 2007. Staff and BAASC recommended that all 37 institutions receive full funding, based on institutional compliance.

Regent Shank, Chair of the Academic Affairs Committee, commented on the process and the review. She noted that the Committee is pleased that all the institutions received a positive recommendation, and she highlighted some of the institutional progress/compliance. Regent Downey-Schmidt also noted that the Board is beginning to see some significant learner outcomes and increased retention. She identified specific institutions and their achievements and encouraged institutions to look at the performance goals of other institutions. She suggested that institutions that expressed concern about the preparedness of high school graduates establish a dialogue with the high schools located nearby. Regents DeBauge and Lykins also thanked the institutions for their diligence with the process.

Regent Perkins moved that the full performance funding be approved for all 37 institutions. Following the second of Regent Galle, the motion carried.

(Performance Report Talking Points Filed with Official Minutes)

AMENDMENTS TO GED REGULATIONS (ROLL CALL VOTE REQUIRED)

Vice President Masters introduced proposed amendments to the Kansas Administrative Regulations related to the General Educational Development Test (GED). He noted that the primary amendment provides for an increase in the minimum score on individual battery tests from 410 to 420 and other amendments update the language and ease one of the eligibility criteria.

Regent DeBauge moved, with the second of Regent Grier, that K.A.R. 88-24-1 and 88-24-2 be amended as proposed. A roll call vote was held with the following voting affirmatively: Regents Galle, Downey-Schmidt, DeBauge, Gaines, Grier, Lykins, Perkins, and Shank. The motion carried. The following changes to the Regulations were approved:

88-24-1. Eligibility to take GED test. (a) Each applicant to take the general education development (GED) test shall meet the following requirements:

(1) Be a Kansas resident at the time of submitting the application;

(2) be neither currently enrolled at nor graduated from an accredited public, private, denominational, or parochial high school in the United States or Canada; and

(3) be 16 years of age or older.

(b) In addition to meeting the requirements specified in subsection (a), each applicant who is 16 or 17 years old shall meet the following requirements:

(1) Provide one of the following:

(A) Written permission from a parent or legal guardian; or

(B) written proof of legal emancipation; and

(2) provide proof of meeting one of the following requirements:

(A) Have participated in a final counseling session conducted by the school ~~last attended~~ district where the applicant currently resides and signed a disclaimer pursuant to K.S.A. 72-1111(b)(2), and amendments thereto;

(B) have disenrolled from an alternative education program approved by a Kansas unified school district;

(C) have graduated or disenrolled from a program of instruction approved by the state board of education pursuant to K.S.A. 72-1111(f), and amendments thereto; or

(D) be exempt from compulsory attendance pursuant to a court order. (Authorized by and implementing K.S.A. ~~2004~~ 2006 Supp. 72-4530; effective Oct. 18, 2002; amended P-_____.)

88-24-2. Test score requirements. Each applicant who meets the test score requirements shall be issued a Kansas state high school diploma. The test score requirements ~~for the English version~~ shall be a minimum standard score of ~~410~~ 420 on each test in the battery and an average standard score of at least 450 on the tests in the battery. ~~The test score requirements for the Spanish version shall be a minimum standard score of 40 on each test in the battery and an average standard score of at least 45 on the tests in the battery.~~ (Authorized by and implementing K.S.A. ~~2004~~ 2006 Supp. 72-4530; effective Oct. 18, 2002; amended P-_____.)

The Regulations will become effective 15 days after publication in the *Kansas Register*, approximately the third week of July.

POLICY REGARDING NEW PROGRAM SUBMISSION FOR BOTH GOVERNED AND COORDINATED INSTITUTIONS

Vice President Masters reviewed the process leading to the recommendation for amendments to the Board's policy of new program approval. The amendments facilitate collaboration among the institutions and discourage unnecessary duplication. The amendments provide a 45-day time period for input by other institutions before an institution can move ahead with a formal request to the Board to establish a new program. Provisions also require an institution to provide evidence to address the concerns expressed by another institution, as well as evidence for the need of a new program.

Regent Downey-Schmidt moved that the proposed policy language for new program submissions for both governed and coordinated institutions be adopted. Following the second of Regent Lykins, the motion carried. The approved changes to Appendix G and Chapter IV, Section 21, of the Board Policy Manual are as follows:

1. BOARD APPROVAL OF NEW ACADEMIC PROGRAMS

Board of Regents Policy Manual [Academic Affairs 7.d.(2)(b)] stipulates that Board approval is required for the establishment of new degree programs. When the Board considers the establishment of a new degree program or major, information regarding its need, quality, cost and means of assessment become paramount. The minimization of unnecessary program duplication is a high priority of the Kansas Board of Regents. This document outlines the policies, procedures and criteria the Board utilizes when reviewing requests for new academic degrees and majors. ~~The following format and guidelines should be followed in an institution's proposal for a new degree or major.~~

2. NEW PROGRAM PROPOSALS

a. Procedures and Timelines for New Program Proposals.

(1) Institutions must submit the Program Summary Form to board staff no less than 45 days prior to the submission of the full proposal. All institutions shall be automatically notified of the proposed program by email through the Program Inventory Database. Institutions with concerns, comments or objections to the new program must state those preliminary concerns, comments or objections in writing to Board Staff within the 45 day time period. This notification is intended to alert the initiating institution that concerns, comments or objections to approval may occur during the more formal deliberation process. At that time institutions shall submit, in writing, a list of concerns, comments or objections to Board staff. The list of concerns, comments and objections will be compiled by Board staff and forwarded to the proposing institution for follow-up. An initiating institution is expected to communicate with other institutions filing concerns, comments or objections to minimize or eliminate the identified issues. Final proposals must contain all required information including evidence that concerns, comments or objections have been addressed and be submitted in the approved format. This process shall not prevent an institution from submitting a new program proposal, but it is designed to make the approval process more transparent, improve proposals and reduce potential conflict related to unnecessary duplication.

The Board President and CEO, or designee, shall determine if each proposed program is similar to others in the state and may serve the same potential student population. A similar program is one that has a like CIP code, title, content or competencies. If the President and CEO, or designee, determines that one or more similar programs exist, the following information shall be provided by the institution.

- Whether the institution has a valid inability to offer the program collaboratively. This will be determined by geographic proximity of similar programs eligible for collaboration, the transportability of existing programs to the proposed population, and if the proposed program varies to an extent that would not allow collaboration.
- What the level of interest of new students in the program is. This will be determined by the number of students interested as described in Appendix G, 4.a.2, and through survey analysis that shows student interest will support or sustain the program for an excess of three years.
- What the existing and future labor market demand for graduates of the program is and will be. This will be based on the Kansas Job Vacancy Survey and Kansas Department of Labor statistics for a specific job title. This will also be based on the number of projected students that would be required to sustain the proposed program for a minimum of three years.
- What the student enrollment levels in existing similar programs are. This will be based on the number of vacancies in currently approved programs.
- Whether student waiting lists for similar programs exist. This will be based on the number of students that cannot be accommodated in the existing programs within one year or that cannot be accommodated by expanding existing programs.
- Whether sufficient clinical sites are available (if applicable to the program)

Board staff shall compile, analyze and make recommendations to the Board on the information provided. The recommendations and information provided shall be reviewed by the Board Academic Affairs Standing Committee to determine whether the program represents unnecessary program duplication before forwarding the proposal to the full Board for approval.

(2) (4) Institutions may submit proposals for new degrees and majors to the Council of Chief Academic Officers and the Vice President of Academic Affairs for consideration at any regular meeting of the Council. At the time of the original notification to board staff and prior to Council consideration, the institutional representative shall enter the degrees and majors into the Program Inventory Database.

(3) (2) Proposals shall be reviewed and considered as a first reading by the Council at its next regularly scheduled meeting. During the review, Council members may question the representative of the proposing institution regarding the proposed program. Council members will also consider any comments, suggestions or concerns received by board staff. In addition, Council members will consider how the comments, suggestions and concerns have been addressed.

(4) (3) The Council shall review and consider the proposal as a second reading at its subsequent regularly scheduled meeting.

~~(5)~~ (4) The Council of Chief Academic Officers shall convey its recommendation in writing at the next regularly scheduled meeting of the Council of Presidents.

(a) The Council of Chief Academic Officers shall make one recommendation based on a majority roll call vote according to the following voting categories:

(i) Recommended -- Proposed program merits implementation according to institutional and State priorities.

(ii) Not Recommended -- Proposed program does not merit Board approval at this time.

~~(6)~~ (5) The Council of Presidents shall review and consider the proposal at its next regular meeting following ~~action~~ recommendation from the Council of Chief Academic Officers.

~~(7)~~ (6) The Board of Regents will approve or disapprove the proposal at its next regular meeting subsequent to the receipt of a recommendation from the Council of Presidents

~~(7) The Board of Regents will consider budget requests for new programs no earlier than the June Board meeting following the approval of the new program proposal.~~

- b. Board of Regents Policy Manual [Academic Affairs 7.d.(3)(a) and (b)] governs the approval of new doctoral degrees. These policies stipulate the processes through which Regents universities may propose doctoral degrees and how they will be reviewed. Proposals for doctoral degrees should be prepared according to the format described in this document.

3. FORMAT FOR THE NEW PROGRAM PROPOSAL

New Program Proposals shall be submitted according to the following format.

- a. The New Program Proposal shall begin with a section entitled, "Basic Program Information" and include the following information:

- (1) Proposing institution;
- (2) Title of proposed program;
- (3) Degree(s) to be offered;
- (4) Anticipated date of implementation;
- (5) Responsible department(s) or unit(s); and

(6) Center for Education Statistics, Classification of Instructional Program (CIP) code associated with the program.

4. PROGRAM PROPOSAL NARRATIVE

The New Program Proposal shall include a section entitled "Program Proposal Narrative" and include responses to the following questions and requests for information:

a. Program Need and Student Characteristics. Program proposals shall establish clearly the need for the proposed program. Need for a proposed program shall be judged on the basis of the following criteria:

(1) Is the program central to the mission of the institution?

. The proposed program shall be centrally related to the Board approved Mission Statement of the institution.

. The proposed program shall be included in the list of programs identified for development in the institution's statement of aspiration as approved by the Board in February, 1993, or the proposal shall discuss the rationale for amending the Statement of Aspiration.

(2) What is the student demand for the program?

. The volume of student demand for the proposed program shall be demonstrated through some form of disciplined survey analysis.

. Student demand shall be demonstrated to be at a sufficient volume to justify the program. Normally three years after inception of the program, doctoral programs should have five students, master's programs should have 20 students, and baccalaureate programs should have 50 students.

(3) What is the demand for graduates of this program?

. The proposal shall demonstrate specific job opportunities including labor market demand data at both the local and state level. The proposal shall also demonstrate ~~or~~ other post-collegiate experiences for graduates of this program

(4) What are the locational and comparative advantages of this program?

- . The proposal shall discuss and compare similar programs in other institutions in the Regents system and related programs in the same institution.
- . The proposal shall discuss and compare similar programs in the region and compare their quality with the program under consideration.
- . The proposal shall demonstrate why the program should be located at the proposing institution.
- . The proposal shall consider and demonstrate the advantages and disadvantages of program being a freestanding, cooperative or joint program including collaborative degree options.
- . The proposal shall state where the institution ranks the proposed program in its list of priorities. The proposal shall state how this determination has been made.
- . The proposal shall state the importance of establishing this particular program vis-a-vis other program alternatives.

[Remainder of Policy Unchanged]

Modify Chapter IV, Section 21 of the KBOR Policy Manual as follows:

21. APPROVAL OF PROGRAMS FOR COMMUNITY COLLEGES, TECHNICAL COLLEGES AND TECHNICAL SCHOOLS

Board approval is required for the establishment of new degree programs. When the Board considers the establishment of a new degree program, information regarding its need, quality, cost and means of assessment become paramount. The minimization of unnecessary program duplication is a high priority of the Kansas Board of Regents. This document outlines the policies, procedures and criteria the Board utilizes when reviewing requests for new academic degree programs.

Institutions must submit the Program Summary Form to board staff no less than 45 days prior to the submission of the full proposal. All institutions shall be automatically notified of the proposed program by email through the Program Inventory Database. Institutions with concerns, comments or objections to the new program must state those preliminary concerns, comments or objections in writing to Board Staff within the 45 day time period. This notification is intended to alert the initiating institution that concerns, comments or objections to

approval may occur during the more formal deliberation process. At that time institutions shall submit, in writing, a list of concerns, comments or objections to Board staff. The list of concerns, comments and objections will be compiled by Board staff and forwarded to the proposing institution for follow-up. An initiating institution is expected to communicate with other institutions filing concerns, comments or objections to minimize or eliminate the identified issues. Final proposals must contain all required information including evidence that concerns, comments or objections have been addressed and be submitted in the approved format. This process shall not prevent an institution from submitting a new program proposal, but it is designed to make the approval process more transparent, improve proposals and reduce potential conflict related to unnecessary duplication.

The Board President and CEO, or designee, shall determine if each proposed program is similar to others in the state and may serve the same potential student population. A similar program is one that has a like CIP code, title, content or competencies. If the President and CEO, or designee, determines that one or more similar programs exist, the following information shall be provided by the institution.

- Whether the institution has a valid inability to offer the program collaboratively. This will be determined by geographic proximity of similar programs eligible for collaboration, the transportability of existing programs to the proposed population, and if the proposed program varies to an extent that would not allow collaboration.
- What the level of interest of new students in the program is. This will be determined by the number of students interested through survey analysis, or similar process, that demonstrates student interest will support or sustain the program for an excess of three years.
- What the existing and future labor market demand for graduates of the program is and will be. This will be based on the Kansas Job Vacancy Survey and Kansas Department of Labor statistics for a specific job title. This will also be based on the number of projected students that would be required to sustain the proposed program for a minimum of three years. What the student enrollment levels in existing similar programs are. This will be based on the number of vacancies in currently approved programs.
- Whether student waiting lists for similar programs exist. This will be based on the number of students that cannot be accommodated in the existing programs within one year or that cannot be accommodated by expanding existing programs.
- Whether sufficient clinical sites are available (if applicable to the program)

Board staff shall compile, analyze and make recommendations to the Board on the information provided. The recommendations and information provided shall be reviewed by the Board Academic Affairs Standing

Committee to determine whether the program represents unnecessary program duplication before approval will be granted.

(1) Procedures for Approval of New Academic Programs

A. Time Limitations

1. ~~Applications for new programs shall be submitted to the Kansas Board of Regents by February 13 of the fiscal year prior to implementation in the fall semester, and August 13 for implementation in the spring semester.~~
Notification of new program submissions must be received by staff 45 days prior to the submission of the full proposal. Notification will include: Program name, CIP code, number of credits, detailed program description, documented demand for the program at the local and state level (labor data, student interest/employer survey results), comparison to other similar programs within the region and state, a statement detailing the rationale for a duplicative program if others currently exist.

At the time of the original notification to board staff, the institutional representative shall enter the new programs into the Program Inventory Database.

Board staff will notify all institutions of the proposed program. At that time institutions shall submit, in writing, a list of concerns, comments or objections to Board staff. The list of concerns, comments and objections will be compiled by Board staff and forwarded to the proposing institution for follow-up. Final proposals shall contain all required information including evidence that concerns and questions have been addressed and be submitted in the approved format.

2. Programs recommended for approval normally will be presented to the Kansas Board of Regents for action ~~at its May and November meeting each year~~ within two months of receipt of a complete proposal. The institution will be informed of program approval status prior to Board action.

B. Criteria for Program Approval

1. The institution shall provide documentation of need at the local, regional, and State levels for the proposed new program.
2. The institution shall submit a plan for financing and providing adequate facilities for the proposed new program. An estimate of costs

needed to implement and operate the program for the first two years must be included.

3. The institution shall include an outline of the proposed program of study that includes the following:
 - a. Description of proposed program of study
 - b. Method or type of instruction
 - c. Classification of Instructional Program (CIP) code
 - d. Syllabus for courses in the proposed program of study
 - e. Listing of all the courses in the proposed program of study
 - f. Outcome(s) of proposed program of study
 - g. Specific faculty requirements, if any
 - h. Evidence that concerns, comments and objections raised by other institutions have been addressed.
 - i. A review of similar programs in the state and the need for an additional program
 - j. Written approval or recommendation from the institution's curriculum committee and Board of Trustees.
4. New courses or programs shall be designed to provide instruction in a manner such that the course content is directly related to program content and objectives, and is consistent with the legal limitation and responsibilities applicable to the institution.

C. Application Procedure

(1) Institutions must complete and submit the following forms:

- CA-1 Application for New Program
- CA-1a Fiscal Summary for New Programs

~~1. Data Gathering~~

- ~~(1) A review of other similar programs being offered in the state and area and the reason for an additional program of this type.~~
- ~~(2) Other information regarding the need and desire of the area for this program and its feasibility.~~

~~2. Curriculum Committee~~

~~A curriculum committee composed of faculty/instructors in program area should be selected to plan course content, length of program, type of instructor and instruction needed, objectives of the program, and desirable type of graduate produced. The written recommendations of this committee should be included with the application.~~

(2) Procedures for Approval of New Career and Technical Education Programs

A. Time Limitations

1. ~~Applications for new programs shall be submitted to the Kansas Board of Regents by February 13 of the fiscal year prior to implementation in the fall semester, and August 13 for implementation in the spring semester.~~
Notification of new program submissions must be received by staff 45 days prior to the submission of the full proposal. Notification will include: Program name, CIP code, number of credits, detailed program description, documented demand for the program at the local and state level (labor data, student interest/employer survey results), comparison to other similar programs within the region and state, a statement detailing the rationale for a duplicative program if others currently exist. A similar program is one that contains like content, competencies, title or CIP code.

At the time of the original notification to board staff, the institutional representative shall enter the new programs into the Program Inventory Database.

Board staff will notify all institutions of the proposed program. At that time institutions shall submit, in writing, a list of concerns, comments or objections to Board staff. The list of concerns, comments and objections will be compiled by Board staff and forwarded to the proposing institution for follow-up. Final proposals must contain all required information including evidence that concerns and questions have been addressed and be submitted in the approved format.

2. ~~Programs recommended for approval normally will be presented to the Kansas Board of Regents for action at its May and November meeting each year within two months of receipt of a complete proposal.~~ The institution will be informed of program approval status prior to Board action. Note: Program approval does not indicate eligibility for Perkins funds.

B. Criteria for Program Approval

1. The institution shall provide documentation of need at the local, regional, and State levels for the proposed new program. If the program is duplicative, the institution shall provide justification why the program should be approved.

2. The institution shall provide evidence that the current or future labor market demand equals or exceeds the number of students surveyed who indicate intent to enroll in the technical education program.
3. The institution shall provide evidence that the proposed new program does not unnecessarily duplicate existing programs within the region or those programs affecting the region. ~~Where applicable,~~ The following evidence shall be included:
 - (a) Results of studies of public and private training programs such as industrial firms, private schools, proprietary schools, and apprenticeship programs within or affecting the region;
 - (b) Classification of Instructional Programs (CIP) code;
 - (c) Method or type of proposed instruction;
 - (d) Syllabus of courses in the proposed program;
 - (e) Specify faculty requirements, if any;
 - (f) Listing of all courses in the proposed program; and
 - (g) Outcomes of proposed program; and
 - (h) Evidence that concerns, comments and issues raised by other institutions have been addressed.
4. The institution shall submit a plan for financing and providing adequate facilities for the proposed new program. An estimate of costs needed to implement and operate the program for the first two years must be included.
5. The institution shall provide documentation of the involvement of a steering committee and/or advisory council, and curriculum committee in the planning and development of the new program (names of committee members and occupational category represented shall be included). In addition, evidence of approval by the institution's Board of Trustees shall be included.
6. The institution shall include an outline of the proposed program of study.
7. New courses or programs shall be designed to provide instruction in a manner such that the course content is directly related to program content and objectives, and is consistent with the legal limitation and responsibilities applicable to the institution.
8. If external accreditation is required for the proposed program (i.e. Board of Nursing), a statement of intent to seek accreditation is to be included.

9. If a satellite or partnership with another educational institution offering the same program has been established, a statement of intent or Memorandum of Agreement is to be included.
10. A review of other similar programs being offered in the state and the reason why an additional program is needed as well as other information regarding the needs of the area for this program and its feasibility shall be included.
11. Any concern, comment or objection from other institutions will be considered by board staff and the board as a whole when determining approval.

C. Application Procedure

Institutions must complete and submit the following forms:

- CA-1 Application for New Program
- CA-1a Fiscal Summary for New Programs
- Perkins Verification Form

1. Data Gathering

- (a) Secure from the Department of Human Resources information on the projected job openings in the program area for the State and for your local service area. This should include projections for future openings for five and ten years.
- (b) Conduct local surveys:
 - (1) A survey of business and industry specifically for the new program involved including needs, employment projections, and turnover.
 - (2) A survey of students, identifying where possible, adult interest in the particular program area and enrollment projections.
 - ~~(3) A review of other similar programs being offered in the State and area and the reason for an additional program of this type.~~
 - ~~(4) Other information regarding the needs of the area for this program and its feasibility.~~

2. Steering Committee

A steering committee composed of persons in the local area and program area should be selected to plan course content, length of program, type of instructor and instruction needed, objectives of the program, and desirable type of graduate produced. The written recommendations of this committee, along with the names and occupations of the committee members, should be included in the application. Upon establishment of the program, the steering committee should become the regular advisory committee for the program.

~~3. Application for New Career and Technical Education Program~~

~~An Application for New Career and Technical Education Program should be completed and on file with the Kansas Board of Regents.~~

(3) Procedures for Approval of Special Programs - Business and Industry Service Program

The purpose of this program is to allow community colleges, technical colleges, and area technical schools to design and implement ~~customized~~ training activities to meet expressed needs of Kansas business and industry. Instructional activities will be approved for a one-year period with an option for reapplication. ~~Application for Course Approval for Customized Training forms~~ Forms are to be submitted two (2) weeks prior to proposed date of initiation and are available on the KBOR website.

(4) Forms

All forms ~~for new program proposals~~ may be found on the Kansas Board of Regents web site ~~on Career and Technical Education web page and link to Forms.~~

Fiscal Affairs and Audit

DISTRIBUTION OF FY 2008 APPROPRIATION OF COMMUNITY COLLEGE OPERATING GRANT

Director of Finance Kelly Oliver presented the recommendation for distribution of the community college operating grant funds calculated on the basis of statutory formula provisions. Regent Gaines moved, followed by the second of Regent Galle, that the recommended distribution of the FY 2008 community college operating grant appropriation be adopted. The motion carried. The following distribution was authorized:

	FY 2007 Community College Operating Grant	FY 2008 Community College Operating Grant	Increase/ (Decrease)
Allen County Community College	\$4,089,963	4,822,934	732,971
Barton County Community College	\$7,460,040	7,541,363	81,323
Butler County Community College	\$13,263,202	13,374,889	111,687
Cloud County Community College	\$4,246,878	4,192,559	(54,319)
Coffeyville Community College	\$1,571,307	1,632,873	61,566
Colby Community College	\$2,728,466	2,922,953	194,487
Cowley County Community College	\$8,184,059	8,340,532	156,473
Dodge City Community College	\$2,412,686	2,509,648	96,962
Fort Scott Community College	\$3,109,873	3,164,679	54,806
Garden City Community College	\$2,827,007	2,695,144	(131,863)
Highland Community College	\$4,149,401	4,173,065	23,664
Hutchinson Community College	\$6,716,066	6,836,168	120,102
Independence Community College	\$1,451,100	2,152,797	701,697
Johnson County Community College	\$18,856,015	19,915,772	1,059,757
Kansas City Kansas Community College	\$5,843,324	6,380,257	536,933
Labette Community College	\$2,558,254	2,566,839	8,585
Neosho County Community College	\$2,612,991	2,528,528	(84,463)
Pratt Community College	\$2,552,065	2,713,105	161,040
Seward County Community College	\$1,583,715	1,600,963	17,248
Total	\$96,216,412	\$100,065,068	\$3,848,656

DISTRIBUTION OF FY 2008 APPROPRIATION OF OUT-DISTRICT TUITION OFFSET FOR COMMUNITY COLLEGES AND WASHBURN

Ms. Oliver reported that the Legislature appropriated \$6.4 million for FY 2008 to continue the funding of out-district tuition to the community colleges and Washburn to offset lost revenues from the elimination of the out-district tuition rate. She noted that the appropriation is not subject to provisions of the Performance Agreements. Regent DeBauge moved that the recommended funding be approved. With the second of Regent Lykins, the motion carried. The following distribution was approved:

Institution	Out-District Credit Hours	FY 2008 Appropriation
Allen County Community College	20,593.0	\$232,665
Barton County Community College	22,747.0	\$257,002
Butler County Community College	112,794.5	\$1,274,382
Cloud County Community College	31,572.5	\$356,715
Coffeyville Community College	6,156.0	\$69,552
Colby Community College	20,356.5	\$229,993
Cowley County Community College	71,853.0	\$811,814
Dodge City Community College	9,876.0	\$111,582
Fort Scott Community College	27,105.0	\$306,240
Garden City Community College	11,605.0	\$131,116
Highland Community College	33,521.0	\$378,729
Hutchinson Community College	47,697.5	\$538,899
Independence Community College	6,025.5	\$68,078
Johnson County Community College	43,657.0	\$493,248
Kansas City Kansas Community College	30,304.0	\$342,383
Labette Community College	12,976.0	\$146,606
Neosho County Community College	17,826.5	\$201,409
Pratt Community College	16,851.0	\$190,387
Seward County Community College	8,757.0	\$98,939
Washburn University	14,184.6	\$160,261
Total	566,458.6	\$6,400,000

FY 2009 UNIFIED BUDGET REQUEST

Vice President Diane Duffy began by recognizing the individuals comprised of sector representatives and Board staff who worked on the funding model work group. The directive to the work group was to establish benchmarks, to develop a rational approach for requesting state funds, and to determine how to allocate the funds received. Ms. Duffy noted that the recommendations of the work group were shared with the Council of Business Officers, the community college business officers, and technical institution presidents and directors during the past 6-7 weeks to give them adequate chance for review. She indicated that some concerns have been expressed by the University of Kansas Medical Center and Washburn regarding the allocation recommendation.

Ms. Duffy presented a PowerPoint overview of the FY 2009 unified budget request. She identified the following three components of the request: 1) an increase for inflation; 2) an increase for investment; and 3) an increase for state university maintenance. Using those components, the amount of the total funding increase was established. She noted that the Legislature would want to know how increased funds would be spent and indicated that state priorities would need to be identified. Ms. Duffy requested that over the summer the sectors

develop targeted priorities to be presented to the Board at its August Retreat. The Board could then review the priorities prior to the submission of the Board's unified budget request. She closed by addressing funding for maintenance. The Fiscal Affairs and Audit Committee recommended including the amount still projected for the deferred needs and also include an annual estimate to keep the deferred amount from increasing.

Questions and comments followed. Regent DeBauge thanked the work group for developing the proposal, noting that it has taken a number of years to become reality. She cautioned that there might not be legislative support for the deferred maintenance as a line item request because of the block grant philosophy. Governor Sebelius also has an interest in some higher education priorities and thought was given to whether institutional leaders should be familiar with her priorities before development of the institutional priorities. Also, it was noted that the Board's strategic directions have already been established through the Performance Agreement process.

Fiscal Affairs and Audit Committee Chairman Grier presented motions for Board consideration to move ahead with the budget development process. President Robinson encouraged immediate discussions to address the concerns raised by the University of Kansas Medical Center and Washburn, and Vice President Duffy will enlist the work group, perhaps with some augmentation, to consider those issues.

Regent Lykins moved that the FY 2009 Unified Budget Request, as recommended by the Fiscal Affairs and Audit Standing Committee, including the request for annual maintenance for state university buildings, be approved. Following the second of Regent Galle, the motion carried.

Regent Lykins moved adoption of the recommendations of the funding model work group and Board staff regarding the Board's approach for the Board's REQUEST and approve in concept the recommendations regarding the Board's ALLOCATION of any resulting appropriations from the investment portion of the Board's request. He further moved that Board staff and a new System Council of Business Officers, when established, and in the meantime the existing work group, be directed to continue to work with institutional representatives to refine the approach to the allocation of the investment portion of the Board's request. With the second of Regent Gaines, the motion carried.

Regent Lykins moved, followed by the second of Regent Perkins, that the Board's President and CEO be directed to work with Board leadership to form a System Council of Business Officers. The motion carried.

Regent Lykins moved, with the second of Regent Perkins, that the sectors/institutions be asked to use the proposed sector investment allocations identified in the Summary of Total Sector Investment Funding as a planning target to develop over the summer for review at the August Board retreat conceptual proposals that describe the impact increased state investment would have in critical areas of state importance, i.e. 1) How increased state investment would achieve significant advancement in the preparation, participation, persistence, and learning outcomes of students; 2) How increased state investment would achieve significant advancement in addressing critical state workforce needs; and 3) How increased state investment would achieve

significant advancement in research with specific focus on state economic development and increased extramural funding. The motion carried.

RECESS

Chairman Galle announced a recess at 3:15 p.m. The meeting resumed at 3:30 p.m.

Other Matters

ANNUAL REPORT – FORT HAYS STATE UNIVERSITY

In his annual report to the Board, President Hammond reflected on his twenty years as President of Fort Hays State University. Enrollment has grown to approximately 5,000 at the Hays campus and 5,000 in the Virtual College. The number of degrees awarded has increased. Teaching faculty has increased while non-teaching faculty has declined. The Endowment Association became a Foundation, and it has experienced a 63 percent increase over the last ten years. The University has been efficient in student costs and has been active in renovating facilities.

President Hammond highlighted the University's goal related to Hispanic students and cited the increased graduation rate for those students. FHSU was recognized by President Bush for its efforts with the American Democracy project.

The University has a goal to develop the mobile learning environment. President Hammond reported that FHSU has entered into partnerships with Apple, Gateway, and Hewlett-Packard. By fall, all students at FHSU will have a tablet personal computer. Faculty members have been phasing into the technology during the past two years.

Looking ahead, the University will be considering needs for 2020 by looking at employee needs, workforce needs, and any organizational changes that might need to be made.

Responding to a question, Dr. Hammond spoke of the programs in China and Turkey. He indicated that he expects a cohort of students from Turkey to come to Hays, but he is guarded about developing a presence of the United States in Turkey. He thinks that the Chinese government is working to gain control of higher education for its country, and he anticipates that China will be asking to have different degrees offered in the future.

(PowerPoint Presentation Filed with Official Minutes)

EXECUTIVE SESSION

At 4:05 p.m., Regent Downey-Schmidt moved that the meeting of the Board be closed for the purpose of an executive session for the discussion of matters deemed confidential in the attorney-client relationship and relating to employer-employee negotiations at the University of Kansas and its negotiations with Local #1132 AFL-CIO. The motion was seconded by Regent Grier. Those participating in the executive session were members of the Board, President Robinson, Chancellor Robert Hemenway, Provost Richard Lariviere, Director of Human Resources Ola Faucher, and General Counsel Julene Miller. At 4:25 p.m., Regent Grier moved that the meeting

return to open session. Following the second of Regent Lykins, the motion carried. The open meeting resumed.

Other Matters

UNILATERAL IMPLEMENTATION OF MEMORANDUM OF AGREEMENT BETWEEN KU AND PUBLIC SERVICE EMPLOYEES LOCAL 1132/SERVICE WORKERS - KU

Regent Grier moved, with the second of Regent Lykins, that the Memorandum of Agreement involving Local #3312, the Public Service Employees bargaining unit, be approved and that the University's position on Articles XVII and XXI be implemented and the union's position on Article XXVIII be implemented. The motion carried.

(Summary of Agreement Filed with Official Minutes)

EXECUTIVE SESSION

At 4:35 p.m., Regent Downey-Schmidt moved, followed by the second of Regent Grier, that the meeting of the Board recess into executive session for approximately one hour to discuss personnel matters of non-elected personnel to perform an annual assessment of President Hammond. The motion carried. Participating in the closed session were members of the Board, President Robinson, and President Hammond. At 5:10 p.m., Regent Downey-Schmidt moved that the meeting return to open session. With the second of Regent Grier, the motion carried.

RECESS

At 5:10 p.m., Chairman Galle announced a recess, with the meeting to resume the following morning at 8:00 a.m.

RECONVENE

Chairman Galle reconvened the meeting at 8:05 a.m. on Thursday, June 28.

MEMBERS PARTICIPATING: Nelson D. Galle, Chairperson
Christine Downey-Schmidt, Vice Chairperson
Janice DeBauge
Frank Gaines
Jim Grier
Dan Lykins
Janie Perkins
Donna Shank

AMEND AGENDA

Chairman Galle announced that the agenda would be amended to include a discussion of the designation of activities for which Board member compensation is authorized under the Other Matters category as item no. 1, with current agenda topics being renumbered accordingly.

INTRODUCTIONS

President Beggs introduced Allie Crouse, who will serve as the Wichita State University Student Body President for the next year. Thanh Long Huynh was introduced in May as the leader of the WSU students, but he determined that he would not be able to fulfill the responsibilities and announced his resignation.

ANNOUNCEMENTS

President Lane announced that this year is the 50th anniversary of the Little Rock Nine civil rights event. As part of its Bonner & Bonner Diversity Lecture Series, ESU will be hosting Minnijean Brown Trickey on September 12.

President Bryant announced that Pittsburg State University and Cargill received the 2007 Presidential Green Chemistry Challenge award by the National Academy of Science. The PSU scientists at the Kansas Polymer Research Center have been working with Cargill in developing soybean oil to replace oil petroleum products.

REPORTS

REPORT FROM COUNCIL OF PRESIDENTS

President Bryant shared highlights from the Council of Presidents' meeting held the previous day. COPs received a summary of the Council of Chief Academic Officers' meeting. President Robinson visited with COCAO members about his interest in placing increased focus on issues related to learner outcomes. COCAO approved a statement on teaching evaluations, which is expected to become policy after the entire review process, and also approved amendments to the admission policy. COCAO reported that information has been collected from each university related to Qualified Admissions and Physical Science and Dr. Steve Scott will compile a summary report for the Board. COCAO approved the following program requests: Fraud Examination Minor – PSU; New Graduate Certificate Program: African Studies – KU; New Distance Learning Track – Existing M.S. Degree Program in Pharmaceutical Chemistry – KU; Modify Title of Business Concentration from "Entrepreneurship and Innovation" to "Entrepreneurship" – KU; Offer Existing Masters of Public Administration (MPA) Degree at Tsinghua University, Beijing, China – KU; and Addition of a minor in Leadership to be offered in the Department of Counselor Education and Rehabilitation Programs in the Teachers College – ESU. Dr. Kathryn Mueller briefed COCAO on the RFP being prepared for the teacher education funding approved by the 2007 legislature.

COPs voted to approve the request from Kansas State University to offer a Master of Science in Academic Advising.

The Council of Business Officers also briefed COPs. COBO met with representatives from the Division of Budget and Department of Administration's Information Systems on the state's financial condition. Between that meeting and now, campus personnel have been informed of a new transaction fee of ten cents per transaction to support the new financial system. COBO reviewed and approved the FY 2008 block grant distribution. COPS also voted to approve the FY 2008 distribution.

The FY 2009 budget process was discussed by COPs, and it was moved and seconded that the \$126 million unified budget request be approved, but that discussion of allocation of the amount continue. The motion carried. COPs also voted to approve policy language that would require student health insurance for certain groups, particularly international students. The budget request is due September 15, and Board staff will be visiting with representatives from each campus.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Dr. Tim Bailey, as Chair of the outgoing Council members, thanked Board members for their tireless efforts throughout the year and the continuing support. He and his Council members appreciated the opportunity to provide input to the Board. He also thanked Board staff, particularly Dr. Kathyrne Mueller. In closing, he introduced Dr. Brenda Frieden as the PSU Faculty Senate President for the upcoming year. Chairman Galle thanked Dr. Bailey for serving as the Chair of the Council of Faculty Senate Presidents and presented him with a framed certificate.

Dr. Harvey Foyle, incoming Chair of COFSP, reported on the Council meeting. Dr. Foyle stated that the Council members see themselves as partners to the Board and stand ready to assist. He reported that COFSP supports the faculty evaluation statement that was reviewed by COCAO and also supported Mr. Robinson's emphasis on learner outcomes, but not as a faculty evaluation tool. COFSP believes that support for improved learner outcomes is provided by the various accreditation agencies and other venues, and COFSP stands firmly behind improvement in learner outcomes.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Students' Advisory Committee Chair Courtney George reported on the meeting held the previous day. The status of student advising will be reviewed for each campus, and the Committee voted to create a common survey and provide a report of their findings to the Board. The survey will be developed at the July 11 SAC Retreat, to be held in Emporia. SAC also passed a Resolution to recognize the retiring Board of Regents' members. The Resolution is as follows:

RESOLUTION COMMENDING THE RETIRING MEMBERS OF THE KANSAS BOARD OF REGENTS

A RESOLUTION commending the retiring members of the Kansas Board of Regents.

Whereas, Regents Dick Bond, Overland Park; Janice DeBauge, Emporia; Frank Gaines, Hamilton; Nelson Galle, Manhattan; and Jim Grier, Wichita, served a combined total of twenty-six years on the Kansas Board of Regents. They each devoted their time and efforts to ensure the best quality of education is available for students in higher education; and

Whereas, through open communication with student leadership and members of the past and present Students' Advisory Committee, these members ensured that students are given opportunities to succeed and receive a quality education; and

Whereas, the Students' Advisory Committee commends three of the Regents for taking on additional responsibilities and time commitments as they devoted a year of their term to serve as the Board Chair. The leadership and guidance received by Regent Jance DeBauge, 2003-2004; Regent Dick Bond, 2004-

2005; and Regent Nelson Galle, 2006-2007, helped move the higher education system in Kansas to the next level;

Whereas, the Students' Advisory Committee appreciates the attention the Board of Regents showed on issues of concern to higher education students, the support of student lobbying efforts, and the annual meetings that encouraged open dialogue between Regents and students; and

Whereas, Regents Bond, 2002-2007; DeBauge, 1999-2007; Gaines, 2003-2007; Galle 2003-2007; and Grier, 2002-2007, will always be remembered by students, faculty, staff, and administration at the higher education institutions in Kansas for their legacy of leadership and advocacy for those they represent;

NOW THEREFORE BE IT

Resolved, the members of the Students' Advisory Committee to the Kansas Board of Regents, on behalf of the students attending institutions of higher education in the State of Kansas, formally commend the Regents for their years of service and dedication to the Kansas Board of Regents and the students; and be it further

Resolved, that the Students' Advisory Committee wish the members the best in their retirement.

Be it enacted upon the approval of the Students' Advisory Committee, and the signatures of the Presidents of Student Government Associations.

Courtney George, Chair of SAC
Emporia State University
Associated Student Government President

Matt Wagner, Vice-Chair of SAC
Kansas State University
Student Government Association President

Chelsey Gillogly
Fort Hays State University
Student Government Association President

Jeremy Johnson
Pittsburg State University
Student Government Association President

Hannah Love
University of Kansas
Student Government Association President

Thanh Huynh
Wichita State University
Student Government Association President

Responding to a question, Courtney reported that they expect to collect the student advising information in September and anticipate sharing it with the Board in October.

APPROVAL OF CONSENT AGENDA

Regent Perkins moved, followed by the second of Regent Grier, that the Academic Affairs portion of the Consent Agenda be adopted. The motion carried. The following measures received approval:

Academic Affairs

NEW MASTER OF ART IN INTERACTIVE DESIGN CIP (50.0404) – KU
The University of Kansas was authorized to offer a new Master of Arts in Interaction Design. The program will be funded by internal reallocation.

NEW MASTER OF ART IN DESIGN MANAGEMENT CIP (50.0499) – KU

Approval was given to the University of Kansas to offer a new Master of Arts in Design Management. The program will be funded by internal reallocation.

Regent Lykins moved that the Fiscal Affairs and Audit topics on the Consent Agenda be approved. With the second of Regent Downey-Schmidt, the motion carried. The following requests were approved:

Fiscal Affairs and Audit

FY 2008 REHABILITATION & REPAIRS/SNYDER FAMILY STADIUM – KSU
Kansas State University received permission to modify its Fiscal Year 2008 Maintenance and Repair plans to include the repair and upgrade of the sound system for the Snyder Family Stadium. The estimated cost of the project is \$456,000, and funding for the project and all future maintenance associated with it will come from Athletics revenue.

ENTER INTO LEASE AGREEMENT/VETERINARY MEDICINE SATELLITE TEACHING HOSPITAL – KSU

Approval was given to Kansas State University to enter into a lease agreement with the KSU Foundation for a residential property located in Omaha, Nebraska, near the College of Veterinary Medicine's satellite teaching hospital to meet the University's student housing responsibility. The property is located at 1310 and 1312 South 118th Street. It is anticipated that the Foundation will gift the property to the University when the Foundation has been fully reimbursed for all acquisition and holding costs through the twenty-year lease. Funding for future maintenance associated with the building will be through Veterinary Medicine hospital revenue funds.

TRANSFER OF PROPERTY/PARKING LOT ON OLATHE BOULEVARD – KU

The University of Kansas received authorization to transfer property from the KU Endowment Association to the Board of Regents on behalf of the University. The property is a parking lot on the south side of the 2100 block of Olathe Boulevard, which the Medical Center has been leasing from the KU Endowment Association at a cost of \$15,000. The University will maintain the lot with Parking Fee funds, and it is anticipated that a parking garage will be established at this site in the future. The specific location is as follows:

Lots 165 through 174 and Lots 189 through 192 in Muehlebach Place Subdivision and ½ vacated adjacent Olathe Boulevard, and ½ vacated adjacent Eaton Street all in the city of Kansas City, County of Wyandotte, State of Kansas.

AUTHORIZE KANSAS UNIVERSITY ENDOWMENT ASSOCIATION TO CONSTRUCT NEW BASEBALL CLUB HOUSE FACILITY ON STATE PROPERTY – KU

The University of Kansas received authorization for the Kansas University Endowment Association to design and construct a new baseball club house facility. Plans call for the 6,580 square foot baseball club house building to house coaches'

offices, locker rooms, a training room, an equipment room and associated shower and restroom facilities. The estimated cost of \$1,882,275 will be funded through a private gift and will be constructed pursuant to K.S.A. 76-757. The University will seek additional private funds to provide for the maintenance of the facility. However, if no gifts are secured, University Athletics will provide the funding necessary to maintain the facility.

AUTHORIZE KANSAS UNIVERSITY ENDOWMENT ASSOCIATION TO CONSTRUCT AN ADDITION TO THE BOOTH FAMILY HALL OF ATHLETICS – KU

The University of Kansas received approval to design and construct an addition to the Booth Family Hall of Athletics at Allen Fieldhouse. The addition will provide up to 10,725 gross square feet of new space at an estimated cost of \$5,000,000. The project will be funded through private gifts and will be constructed pursuant to K.S.A. 76-757. Additional private funds will be solicited to provide for the maintenance of the facility, but if no gifts are secured, University Athletics will provide the funds necessary to maintain the facility.

FY 2007 REHABILITATION & REPAIR LIST/LEARNED HALL REMODEL – KU

Approval was given to the request of the University of Kansas to amend its Rehabilitation and Repair list to include the following two projects:

Learned Hall – Remodel Rooms 1153 & 1153A (Environmentally Controlled Lab) –
The estimated project cost is \$368,000 and will be funded with private resources.

Learned Hall – Remodel Rooms 1178 & 1178A (Concrete Materials Lab) – The project is expected to cost \$515,000 and will be funded with private resources.

TRANSFER PROPERTY – PSU

Pittsburg State University received authorization to transfer property from the PSU Foundation, Inc. to the Board of Regents on behalf of PSU. The 138.1 acres of land was purchased by the PSU Foundation in June 2005. The land provides a natural area that supports education and research of the Biology Department, as well as providing farm land, and it will be available for expansion of the University when needed in the future. The legal description of the land is as follows:

Legal Description: Approximately 138.1 acres, more or less, in Section Thirty-three (33) Township Thirty (30) South, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, more particularly described below:

Tract 1

The South Half of the Northwest Quarter of Section Thirty-three (33), Township Thirty (30), Range Twenty-five (25), except right-of-way, and except the following tracts described as Exceptions 1 through 4:

Exception 1: Approximately three (3) acres in the Northwest Corner thereof described as:

Beginning at the Northwest corner of the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section Thirty-three (33), Township Thirty (30), Range Twenty-five (25), thence South 212 ½ feet on section line; thence East 600 feet; thence North 212 ½ feet; thence West 600 feet to place of beginning,

Exception 2: Approximately three (3) acres in the Northeast Corner of the Southeast Quarter of the Northwest Quarter of Section Thirty-three (33), Township Thirty (30), Range Twenty-five (25) East, more particularly described as follows: Beginning at a Government Corner Stone at the Northeast Corner of the Southeast Quarter of the Northwest Quarter of Section Thirty-three (33), Township Thirty (30), Range Twenty-five (25) East of the Sixth Principal Meridian; thence South along the East line of the said Southeast Quarter of the Northwest Quarter a distance of Four Hundred Thirty-five and Sixty hundredths (435.60) feet; thence West and parallel to the North line of said Southeast Quarter of the Northwest Quarter a distance of Three Hundred (300) feet; thence north and parallel to the East line of said Southeast Quarter of the Northwest Quarter a distance of Four Hundred Thirty-five and Sixty hundredths (435.60) feet to the North line of said Southeast Quarter of the Northwest Quarter; thence East along the North line of said Southeast Quarter of the Northwest Quarter a distance of Three Hundred (300) feet to the place of beginning;

Exception 3: Approximately two (2) acres in the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of Section Thirty-three (33), Township Thirty (30) South, Range Twenty-five (25) East of the Sixth Principal Meridian, City of Pittsburg, Crawford County, Kansas, more particularly described as follows:

Commencing at the Northwest Corner of the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of said Section Thirty-three (33); thence on an assumed bearing of South 00 Degrees West along the West line of the Southwest Quarter (SW ¼) of said Northwest Quarter (NW ¼) a distance of Two Hundred Twelve and Fifty Hundredths (212.50) feet; thence South 88 Degrees 32 Minutes 02 Seconds East and parallel to the North line of the Southwest Quarter (SW ¼) of said Northwest Quarter (NW ¼) a distance of Fifty-seven and Forty-eight Hundredths (57.48) feet to a point on the Easterly Right of Way Line of the Kansas City Southern Railway, said point being the true point of beginning; thence continuing South 88 Degrees 32 Minutes 02 Seconds East a distance of Four Hundred Thirty-Four and Ninety-three Hundredths (434.93) feet; thence South 00 Degrees West and parallel to the West line of the Southwest Quarter (SW1/4) of said Northwest Quarter (NW ¼) a distance of Two Hundred Thirty-eight and Forty-one Hundredths (238.41)

feet; thence North 88 Degrees 32 Minutes 02 Seconds West a distance of Two Hundred Ninety-six and Fifteen Hundredths (295.15) feet to a point on the Easterly Right of Way Line of the Kansas City Southern Railway; thence North 29 Degrees 49 Minutes 47 Seconds West along said Right of Way Line a distance of Two Hundred Seventy-eight and Ninety-two Hundredths (278.92) feet to the point of beginning. This tract contains 2.0 acres, more or less.

Exception 4: A tract of approximately 5.32 acres, described as follows:

Commencing at the Southwest Corner of the Northwest Quarter (NW $\frac{1}{4}$) of Section 33, Township 30 South, Range 25 East of the Sixth Principal Meridian, City of Pittsburg, County of Crawford, State of Kansas, thence on a bearing of South 88 Degrees 50 Minutes 56 Seconds East (this and all following bearings are assumed along the Southerly line of said Quarter Section, a distance of 45.01 feet to a point on the existing right-of-way line of Rouse Avenue and Centennial Avenue as established by resolution and order for Tract 21, dated August 30, 1965, said point being the true point of beginning; thence on a bearing of North 00 Degrees 03 Minutes 28 Seconds West along said existing right-of-way line, a distance of 547010 feet to a bend point in said existing right-of-way line; thence on a bearing of North 02 Degrees 47 Minutes 29 Seconds East continuing along said existing right-of-way line, a distance of 201.20 feet to a bend point in said existing right-of-way line; thence on a bearing of North 00 Degrees 3 Minutes 28 Seconds West continuing along said existing right-of-way line, a distance of 175.66 feet to the point of intersection of said existing right-of-way line with the Westerly right-of-way line of the Kansas City Southern Railway Company as now established; thence on a bearing of South 29 Degrees 55 Minutes 56 Seconds East along said Westerly right-of-way line, a distance of 1011.10 feet to a point of intersection with the extended Southerly permanent easement line of sanitary sewer as it now exists; thence on a bearing of North 86 Degrees 35 Minutes 46 Seconds West along said Southerly permanent easement line, a distance of 310.56 feet to a bend point in said Southerly easement line; thence on a bearing of South 87 Degrees 02 minutes 31 Seconds West continuing along said Southerly easement line, a distance of 51.73 feet, thence on a bearing of South 44 Degrees 52 Minutes 58 Seconds West, a distance of 91.75 feet to the Northerly line of the Southwest Quarter (SW $\frac{1}{4}$) of Section 33, Township 30 South, Range 25 East of the Sixth Principal Meridian; thence continuing on a bearing of South 44 Degrees 52 Minutes 58 Seconds West, a distance of 84.94 feet; thence on a bearing of North 90 Degrees 00 Minutes 00 Seconds West along a line perpendicular to the Westerly line of said Southwest Quarter Section, a distance of 27.23 feet to a point on said existing right-of-way line of Rouse Avenue and Centennial Avenue; thence on a bearing of North 00 Degrees 00 Minutes 00 Seconds East along said existing right-of-way line, a distance of 61.94 feet, to the point of beginning.

Tract 2: Part of the Southwest Quarter of Section Thirty-three (33), Range Twenty-five (25), bounded and described as follows: Beginning at the

Northeast corner of said Quarter Section, thence West One Thousand Nine Hundred Eighty-six and Seven Tenths (1986.7) feet to the East line of the Right of Way of the Kansas City Southern Railway; thence in a Southeasterly direction along said Right of way Fifteen Hundred Thirty-six (1536) feet; thence East Twelve Hundred Twenty-four (1224) feet to the East line of said Quarter Section; thence North Twelve Hundred Ninety-five and Three Tenths (1295.3) feet to the point of beginning; the same being 47.8 acres, more or less.

Tract 3: The West Half of the Northwest Quarter of the Southeast Quarter in Section Thirty-three (33), Township Thirty (30), Range Twenty-five (25).

PURCHASE REAL PROPERTY/210 E. WILLIAMS STREET – PSU

Approval was granted to PSU to proceed with the requisite procedures provided by K.S.A. 76-147 relative to the purchase of real property located adjacent to the main campus. The existing house on the property will be razed and the land converted to student parking. The purchase price is to be negotiated at no more than \$70,000, as supported by two separate appraisals, and will be paid from Parking Funds. Final acquisition of the land presently owned by Harlin Crain, 210 E. Williams Street, Pittsburg, is contingent on Board staff approval. The specific description of the land is as follows:

The west 50 feet of lot 5, in block 7 of the Broadway Park Addition to the City of Pittsburg, Crawford County, Kansas.

MEMORANDUM OF AGREEMENT WITH FOP, LODGE #37/UNIVERSITY POLICE OFFICERS AND CORPORALS – KUMC

Regent Grier moved that the Memorandum of Agreement between the University of Kansas Medical Center, the Kansas Department of Administration, the Kansas Board of Regents, and the Federal Order of Police Lodge #37 be approved and executed by the Board Chair. Following the second of Regent Perkins, the motion carried.

(Summary of Changes to the Previous Agreement Filed with Official Minutes)

MEMORANDUM OF AGREEMENT WITH AAUP/UNIVERSITY FACULTY – FHSU

Fort Hays State University requested approval of a Memorandum of Agreement between the University, the Kansas Department of Administration, the Kansas Board of Regents and the FHSU chapter of the American Association of University Professors. Regent Grier moved that the Board authorize the Agreement for fiscal years 2008, 2009, and 2010. With the second of Regent Lykins, the motion carried.

(Summary of Changes to the Previous Agreement Filed with Official Minutes)

MEMORANDUM OF AGREEMENT WITH FOP, LODGE #17/UNIVERSITY POLICE OFFICERS – KSU

Regent Grier moved, with the second of Regent Lykins, that approval be granted to the Memorandum of Agreement between Kansas State University, the Kansas Department of

Administration, the Kansas Board of Regents, and the Fraternal Order of Police, Riley County Lodge No. 17. The motion carried.

SALARY AGREEMENT AND AMENDMENTS TO CONTRACT WITH PSU/KNEA - PSU

Regent Grier moved that the Board approve and sign a salary agreement for fiscal year 2008, pursuant to the existing contract between the University, the Kansas Board of Regents, and Pittsburg State University/Kansas National Education Association, and adopt the proposed amendments to the existing contract. Following the second of Regent Lykins, the motion carried. The salary allocation agreement is as follows:

A. FY 2008

For the 2007-2008 academic year, it is agreed by and between the parties that those faculty salary funds for faculty included in the Meet and Confer Unit ("Unit") shall be divided in the following proportions:

Base Salary Total	\$12,796,024
Sum of Adjustments	46,000
Merit Increment Total	532,301
Grievance Fund	<u>0</u>
 TOTAL	 \$13,374,325
 Summer Session 2008	 <u>\$ 1,072,530</u>

B. Definitions

1. "Base Salary Total" is defined as the sum of previous year's salaries of all continuing unit members.
2. "Sum of Adjustments" shall be defined to include promotions.
3. "Merit Increment" shall be defined as the sum representing salary improvement in reward for the level of excellence of an individual's performance, including allocated bonuses.
4. "Grievance Fund" shall be defined as the monies provided to process and redress salary grievances as provided herein.

(Approved Changes to the Agreement Filed with Official Minutes)

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

APPOINTMENT OF REGENTS DISTINGUISHED PROFESSORSHIP – KSU

Vice President Masters briefed the Board on the request of Kansas State University to authorize the appointment of Dr. Juergen Richt as a Regents Distinguished Professor. He noted that there are currently four other such designations, one at KU, one at WSU, and two at KSU. Each

receives an annual stipend of \$27,000 from the state over and above the salary established by the university. Regents discussed the inadequacy of the state stipend and encouraged pursuing an increase. Dr. Ralph Richardson, Dean of the College of Veterinary Medicine, was called on to elaborate on Dr. Richt's credentials. Dean Richardson reported that the University has identified sources that will assist with the compensation of the candidate and the anticipated one-half million dollar start-up funds that will be required. There will also be costs for support personnel, and Dr. Richt will be sponsoring an international symposium. The opportunity to be an Eminent Scholar in the Kansas Bioscience Authority program is very timely, and any funding secured will be directed toward the start-up costs.

Regent Grier moved that Dr. Juergen Richt be appointed as a Regents Distinguished Professor in Veterinary Medicine at Kansas State University. Following the second of Regent Galle, the motion carried.

GEOGRAPHIC JURISDICTION

Emporia State University submitted a proposal to exempt the Kansas City Metropolitan area from the Board's geographic jurisdiction policy. Vice President Masters briefed the Board on the existing policy, which assigns geographic jurisdictions to each state university. The current policy permits the University of Kansas and Pittsburg State University to offer programs in Kansas City. Dr. Masters noted that the current policy does not preclude a university offering a program in another university's geographic jurisdiction, but the interested university must receive approval from the universities [Each jurisdiction has two universities assigned to it, so approval of both would be required.] assigned to that jurisdiction. He also reported that a survey was conducted to determine the procedures in neighboring states. He noted that like Kansas, the other state policies have the same purpose of protecting scarce state resources, preventing unnecessary duplication, and encouraging collaboration among the postsecondary institutions. Dr. Masters advised that Board staff has recommended generally retaining the existing policy on geographic jurisdiction, but has proposed that the Board consider whether it should have the authority to determine what programs can be delivered in the Kansas City Metro area, rather than the two universities normally authorized to offer programs there. He also suggested that the Board might wish to encourage the state universities to better serve the Kansas City Metro population by carefully assessing the education needs of the area and submitting program proposals to the Board to address the unmet educational needs.

Discussion followed. Regents voiced support for making the programmatic decisions for the Kansas City Metro area. It was clarified that current programs that have already been authorized would not have to go through the program approval process again and that there has been cooperation among the institutions in the past. In his remarks, Dr. Bryant noted that the comments suggest the needs of the Kansas City metro area have not been met, and he apologized if that is the case. He also stated that PSU has not objected to another university offering a course if it was a program that PSU was not already offering. Some examples of cooperation among the universities were cited. Chancellor Hemenway commented that the Board will need to determine how much duplication is needed and whether there are qualitative issues.

Regent Downey-Schmidt moved approval of the staff recommendation that the geographic jurisdiction policy be amended to provide that the Board will make the determination of future

requests to offer academic programs in the Kansas City Metro area. Following the second of Regent Galle, the motion carried.

AMENDMENTS TO REGULATIONS ON RESIDENCY FOR MILITARY PERSONNEL
(ROLL CALL VOTE REQUIRED)

General Counsel Miller briefed the Board on the proposed amendments related to residency for military personnel. The amendments to the Kansas Administrative Regulations would implement the 2007 legislative changes and provide broader opportunities for military personnel and retired military personnel to qualify for in-state tuition. Regent Perkins moved, followed by the second of Regent Grier, that the regulations be amended. A roll call vote was held with Regents Galle, Downey-Schmidt, DeBauge, Gaines, Grier, Lykins, Perkins, and Shank voting affirmatively. The motion carried. The regulations were amended as follows:

88-3-8. (Authorized by K.S.A. 76-730; implementing K.S.A. 2005 Supp. 76-729, K.S.A. 76-730; effective, E-71-35, Aug. 20, 1971; effective Jan. 1, 1972; amended, E-76-50, Oct. 10, 1975; amended, E-77-5, March 19, 1976; amended Feb. 15, 1977; amended May 1, 1986; amended Nov. 18, 1991; amended Aug. 18, 2006; revoked P- _____.)

88-3-8a. Military personnel. (a) The resident fee privilege shall be accorded to any person who meets the following conditions:

(1) Is enrolled at any state educational institution as defined by K.S.A. 76-711 and amendments thereto; and

(2) meets one of the following conditions:

(A) Is actively serving in any armed service of the United States and, regardless of the individual's duty station, resides in Kansas; or

(B) is a member of the Kansas army or air national guard.

(b) The resident fee privilege shall be accorded to a spouse and the dependents of a person that meets the requirements of paragraph (a)(2)(A) unless one of the following occurs:

(1) The person meeting the requirements of paragraph (a)(2)(A) is reassigned from a Kansas duty station to a duty station outside the state, and the spouse or dependents do not continue to reside in Kansas.

(2) The person meeting the requirements of paragraph (a)(2)(A) never had a duty station assignment in Kansas and does not continue to reside in Kansas.

(c) The resident fee privilege shall be accorded to a spouse and the dependents of a person that meets the requirements of paragraph (a)(2)(B) unless the spouse or dependents do not reside in Kansas.

(d) This regulation shall not be construed to prevent a person in the military service from acquiring or retaining a bona fide residence in Kansas.

(e) This regulation shall apply retroactively beginning with any student who enrolled in the fall semester of 2006 at any state educational institution as defined by K.S.A. 76-711 and amendments thereto. (Authorized by K.S.A. 76-730; implementing K.S.A. 2006 Supp. 76-729, as amended by 2007 HB 2425, §1 and 2007 HB 2185, §10, and K.S.A. 76-730; effective P- _____.)

88-3-12. Discharged or retired from active military duty service in Kansas.

(a) The resident fee privilege shall be granted to each person who meets the following requirements:

(1) ~~Who~~ Has been a domiciliary resident of Kansas for less than 12 months;
(2) ~~who was present in the state in active military service prior to becoming a domiciliary resident of the state~~ had a permanent change of station order for active duty in Kansas;

(3) ~~who was present in the state for a period of not less than two years sometime during the person's tenure in the active~~ has retired or has been honorably discharged from military service; and

(4) ~~whose established~~ current domiciliary residence ~~was established within 30 days of the date of discharge or retirement from active military service under honorable conditions.~~ at enrollment. The resident fee privilege shall also be granted to the spouse and dependent children of that person.

(b) Each person seeking the resident fee privilege according to this regulation shall be responsible for providing the registrar at the state educational institution, as defined by K.S.A. 76-711 and amendments thereto, at which the person is enrolling with the information necessary to indicate domiciliary residence in Kansas and shall provide a statement in support of the claim that shall meets the following requirements:

(1) ~~Be~~ is notarized;
(2) ~~be is~~ signed by an appropriate military officer;
(3) ~~indicate~~ provides the date of discharge or retirement from active military service and specifies whether the discharge or retirement was under honorable conditions;

(4) ~~indicate~~ provides the date of initial presence in Kansas; and

(5) ~~indicate~~ provides the dates of all active duty service in Kansas, including the date of the permanent change of station order for active duty in Kansas.

(c) The resident fee privilege extended by this regulation shall continue for a maximum of 12 months.

(d) This regulation shall apply retroactively beginning with any student who enrolled in the fall semester of 2006 at any state educational institution as defined in K.S.A. 76-711 and amendments thereto. (Authorized by K.S.A. 76-730; implementing K.S.A. 2006 Supp. 76-729, as amended by 1991 S.B. 21, Sec. 2 2007 HB 2425, §1 and 2007 HB 2185, §10; effective, Nov. 14, 1988; amended Nov. 18, 1991; amended P- _____.)

RECESS

Chairman Galle announced a recess at 9:40 a.m. The meeting resumed at 9:50 a.m.

Fiscal Affairs and Audit**POLICY AND PROCEDURES MANUAL SECTIONS RELATING TO PROCUREMENT**

As a result of pilot projects for purchasing that the Board authorized for KU-Lawrence and FHSU, the Council of Business Officers reviewed the Board's policies related to procurement. As a result of that review, COBO has recommended a number of amendments to the Board's Policy Manual. Regent Gaines moved that the proposed amendments be adopted. With the

second of Regent Lykins, the motion carried. The following policy amendments were authorized:

From Chapter II, § B, "Fiscal Management"

8. CONTRACTS

a. Board of Regents

(1) The Board may enter into contracts, including leases of personal property, with any party or parties including any agency of the United States or any state or any subdivision of any state or with any person, partnership or corporation if the purpose of such contract is related to the operation or function of the Board. (K.S.A. 76-721)

(2) Contracts entered into on behalf of the Board of Regents shall be executed by the Chair of the Board ~~or the designee of the Chair of the Board, or the Board's President and CEO,~~ or anyone otherwise authorized by direct action of the Board.

b. Regents Institutions State Universities

(1) ~~Regents Institutions~~ State universities may enter into contracts to acquire products or services normally requiring the expenditure of funds, including leases of real property as described in Chapter II, § C "Facilities" of this Policy Manual, with any party or parties including any agency of the United States or any state or any subdivision of any state or with any person, partnership or corporation if the purpose of such contract is related to the operation, function or mission of the ~~institution~~ state university. (K.S.A. 76-721) The ~~Board's Chief Executive Officer~~ President and CEO of the Board must be notified in writing of any contract which requires expenditures or transfers by the ~~institution~~ state university of an amount greater than one million dollars (\$1,000,000), excluding contracts directly related to a capital improvement project. (12-19-96; 6-24-99)

(2) All contracts ~~of~~ between the ~~Regents institutions~~ state universities and other state agencies shall be subject to the provisions of K.S.A. 75-3711b ~~and 75-3711d.~~ (K.S.A. 76-721)

(3) Any contract with a corporation whose operations are substantially controlled by a ~~Regents institution~~ state university shall provide that the books and records of such corporation shall be public records and shall require an annual audit by an independent certified public accountant to be furnished to the Board of Regents and filed with the state agency in charge of post auditing state expenditures. (K.S.A. 76-721)

(4) Only the chief executive officer of the ~~institution~~ state university, or a specifically authorized designee of the chief executive officer of the ~~institution~~

state university, shall execute contracts on behalf of a ~~Regents institution~~ state university. All delegations of authority made pursuant to this provision shall be filed with the General Counsel of the Board of Regents at least annually.

(5) All contracts shall be in the name of the ~~institution~~ state university. Individual schools, divisions and departments shall not enter into contracts.

c. Contracts with Other State Agencies, Indirect Cost Reimbursement

(1) When contracts are negotiated with state agencies for projects to be performed by university personnel, generally in and with university facilities, and when the funds used by the state agency for the project derive directly from its state appropriation from general revenue, the university will ~~contribute to the project~~ forego reimbursement for the entire indirect costs computed at its current audited rates. It is required in such cases that (i) the state agency certify in writing that the funds for the project derive directly and completely from its state appropriation from general revenue, and (ii) the contract state explicitly the university contribution of the indirect costs, with specified current audited rates, estimated base and estimated amount of the contribution.

(2) When contracts are negotiated with state agencies for projects to be performed by university personnel, generally in and with university facilities, and when the funds used by the state agency for the purpose derive from federal or other non-state allocations to the state, the university will normally expect to be reimbursed for its related indirect costs at its current audited rates. When the terms of the allocation to the state do not provide full reimbursement of all indirect costs of the work for which the allocation was made, reimbursement of university indirect costs related to the project will be negotiated downward. In general, the distribution of available but less than full indirect cost reimbursement funds between the state agency and the university shall be in proportion to the state agency's audited administrative cost rate and the university's audited indirect costs rate; if the state agency's rate is not available, it may be approximated by the university's research administration indirect cost rate component. In all such cases where the university agrees to receive reimbursement at less than its full audited rate, the proposal, and whenever possible the contract, shall contain statements indicating (i) the justification for the reduction, in terms of this policy, and (ii) the amount of the university's unreimbursed indirect costs specified as a university contribution to the project.

(3) When the funds to be used by the state agency derive from agency fee income (not interpreted as to include federal funds by formula, program or project), and the state agency certifies in writing that in setting the fees in question it has ignored the reimbursement for indirect costs of the university necessary for the conduct of the project being negotiated, the indirect costs of the project will be contributed by the university under the same terms as when the state agency funds derive from its state appropriation from general revenue. (In these circumstances the state agency

is to be encouraged in the future to take into account in setting its fees the real indirect costs of contracting entities such as the university in order that proper, business-like reimbursements may be made.)

(4) In no case of a contract with a state agency will the university (i) require indirect cost reimbursement when the funds received by the state agency for financing the project provide no part allocable for indirect costs, or (ii) contribute the entire indirect costs of a project when the funds received by the state agency for financing the project do include a part allocable for indirect costs.

(5) When state agencies submit or forward proposals for federal or other non-state funded programs or projects which will require the services of the university, it is expected that prior consultations will take place with university representatives, and that the proposal as forwarded will contain an identifiable component describing the university's anticipated participation, complete with staffing plan, facilities commitments, and a proposed budget estimating both direct and indirect costs for the university's portion of the program or project. To the maximum legal extent possible under the laws and regulations of the prospective sponsor, full reimbursement shall be sought for the indirect costs of the state agency and of the university.

(6) This policy governs all contracts and similar agreements between state agencies and the university (individual schools, divisions and departments are not authorized to execute such instruments).
(6-28-90; 11-15-90)

11. INSURANCE (2-15-07)

a. State universities may purchase insurance of any kind or nature except employee health insurance. (2006 Sess. L. Ch. 189)

b. Any purchase of insurance shall be made on a competitively bid or competitively negotiated bases and purchased from an insurance company authorized to transact business in the state of Kansas. State universities shall use a competitive procurement procedure for such purchases, which procedure shall be on file at the institutions and open for public inspection.

c. Prior to such purchases, state universities are encouraged to consult with other state universities to determine whether coverage for more than one state university would be advantageous.

d. If a state university does not obtain insurance coverage for state university-owned aircraft and vehicles through State contracts, coverage that at least matches the State's insurance coverage shall be purchased.

e. The chief executive officer of each state university shall implement procedures to ensure the provision of insurance coverage that at least matches the State's insurance coverage for all travel of students or university employees in chartered or rental aircraft or vehicles while on university business or university sponsored activities.

From Chapter II, § C, "Facilities"

5. PRIVATE HOUSING

Institutions may Unless directly authorized to so by the Board, state universities shall not do any of the following:

- (1) enter into agreements, written or verbal or implied relating to private housing;
- (2) give preference to any owner or operator of private housing;
- (3) guarantee occupancy in or payments for private housing; or
- (4) provide public funds for the supervision, maintenance or operation of private housing; or unless approved by the Board of Regents. (6-24-99)

8. LAND TRANSACTIONS

a. Leases (Including Oil and Gas Agreements)

(1) All leases of real property must be approved by either Board or ~~institutional~~ university counsel as to form and shall be approved by other state agencies where required by statute (K.S.A. 75-3739(1), 75-3743 and 75-3744).

(2) No real property owned or controlled by the state of Kansas shall be leased unless a notice of intention to lease said property has been published at least thirty days prior to execution of any documents; provided, however, that this requirement shall not be imposed on leases with another state agency or a political subdivision. (K.S.A. 75-430a(d)).

(3) No lease of land for the production of oil, gas or other minerals shall be for a period of more than ten years and shall be awarded only upon competitive bids. (K.S.A. 76-164, ~~through 76-765~~ 76-168).

(4) Leases with state university endowments, foundations, and other related organizations are governed by subsection (e) below.

b. Easements

(1) The state universities' chief executive officers shall act on behalf of the Board in granting or conveying right-of-way easements across any land under the custody and control of the Board. Easements may be granted with or without receiving consideration therefore, and may permit use of the land for purposes of access, convenience or necessity and such other right-of-way purposes as are customarily related to such easements. (K.S.A. 74-3264).

(2) Easement documents must be submitted to the Attorney General for approval as to form (K.S.A. 74-3264). (6-27-96)

c. Sale of Real Property

(1) All sales of real property owned or controlled by the Board of Regents or a ~~Regents institution~~ state university must be authorized by the legislature and approved by the Board of Regents following receipt of appraisals. Such legislative authorization includes K.S.A. 74-3254. (K.S.A. 75-3043a) (10-19-06)

(2) No real property owned or controlled by the Board of Regents or a ~~Regents institution~~ state university shall be sold unless a notice of intention to sell said property has been published at least thirty days prior to execution of any documents ~~provided, however that this requirement shall not be imposed on leases with another state agency or a political subdivision.~~ (K.S.A. 75-430a(d)).

(3) No real property owned or controlled by the Board of Regents or a ~~Regents institution~~ state university shall be sold until the property has been appraised as required by law. (K.S.A. 75-3043a).

(4) Sales of real property to state university endowments, foundations, and other related entities are governed by subsection (e) below.

d. Acquisition of Real Property

(1) The Board of Regents may acquire real property necessary to properly maintain and carry on a ~~Regents institution~~ state university or the business thereof. All purchases of real property must be authorized by ~~law~~ the Legislature and approved by the Board of Regents (K.S.A. 76-147).

(2) ~~Institutions~~ State universities shall submit a description of all properties which they desire to purchase to the Board for approval. Such description shall include a legal description of the property, anticipated use and the estimated cost of purchase and any cost relating to the razing or renovating such property.

(3) No real property ~~may~~ shall be purchased by the Board of Regents or a ~~Regents institution~~ state university until the property has been appraised as required by law. (K.S.A. 75-3043a and 76-147) Prior to purchase, a warranty deed and favorable environmental assessment will be required. (K.S.A. 75-3043a and 76-147) (10-19-06)

(4) All original instruments relating to land acquisitions shall be maintained in the Board office. (K.S.A. 75-3516).

(5) Acquisition of real property from state university endowments, foundations, and other related organizations are governed by subsection (e) below.

e. Real Property Transactions with ~~Regents—Institutions—State University Endowment/Foundation—Associations~~ Endowments, Foundations and Other Related Organizations

(1) ~~Regents—institution~~ State university endowment/foundation endowments, foundations and related associations other related organizations, including the Wichita State University Board of Trustees, are chartered by organized under the laws of the State of Kansas and exist to support the Regents—institutions state universities. While ~~such~~ state law and organizational charters typically impose upon ~~the association's~~ these related organizations special responsibilities for the administration of property received by the ~~associations~~ organizations, this policy shall establish the basis for all real property transactions described herein between ~~the associations~~ all related organizations, the ~~Regents—institutions~~ state universities and the Board.

(a) Sale and Transfer of Ownership: The approval of the Board of Regents shall be required prior to the acceptance by a ~~Regents—institution~~ state university of any gift of property from ~~an association~~ any related organization.

(b) In the event ~~an association~~ any related organization desires to sell to the Board or the ~~institution~~ university properties held by the association as a result of purchase, or a gift or devise which conveyed unrestricted and unqualified fee to the association, the purchase price shall not be more than the ~~association's book value of the property~~ highest appraised value as determined by ~~either the purchase price or the gift or estate appraisal~~ two independent real estate appraisers.

(c) Real Estate Trades: Where trades of real property between the state and ~~an association~~ any related organization may benefit the ~~Regents—institution~~ state university, the Board of Regents may authorize the ~~Regents—institution~~ state university to negotiate a trade of the realty. The valuation of the ~~association~~ related organization's property shall be determined in the same manner as that of state properties.

(d) Leasing: Leases of real property by the ~~Regents—institutions~~ state universities from ~~the associations~~ any related organizations shall be subject to the approval of the Board and to the following limitations:

(i) If the ~~association~~ related organization holds properties in unrestricted accounts for which no remuneration is required under its fiduciary responsibility, or if the property is held on the basis of a gift or devise which so permits, the ~~endowment-association~~ related organization may make the property available to the ~~universities~~ state university on a no-fee basis.

(ii) Any occupancy by the state university shall be subject to a written agreement.

(iii) For properties held by ~~an-association~~ any related organization as investments for eventual development by the ~~Regents-institution~~ state university, the rental cost shall not exceed an amount calculated to amortize the investment, or the market value in a case where the ~~Regents institution~~ state university seeks to occupy a property previously leased by the ~~association~~ related organization on a private or commercial basis.

(2) Construction of Buildings: When ~~an-association~~ any related organization constructs a building on ~~association~~ the organization's property for the ~~institution's~~ state university's use and at the request of the ~~institution~~ state university, the ~~institution~~ state university is authorized to enter into lease agreements on an amortizing basis, subject to the advance approval of the Board of Regents. (6-28-90)

(3) Issuing Bonds: In the event ~~an-association~~ any related organization proposes or is requested to issue bonds and the proceeds will be used to fund construction or improvement upon Board owned property, the ~~Regents-institution~~ state university having possession of the property shall obtain Board approval of the project before the bond issuance process is initiated. (9-18-97)

From Chapter II, § G, "General Policies"

11. VEHICLES AND EQUIPMENT

a. Purchase of Vehicles

Purchase and replacement of vehicles are delegated to the chief executive officer of each ~~institution~~ state university. Replacement of vehicles should be made in accordance with Department of Administration guidelines and procedures. (4-15-83; 7-1-86 - COBO; 10-20-88)

b. Transfer of Equipment

Transfer of equipment purchased by externally-sponsored research projects to another college or university ~~will be made only on written approval by the State~~

~~Purchasing Director of a formal recommendation from the institution, including certification that~~ only if the following conditions are met:

- (1) The project investigator is moving to another academic institution and his financial support is also transferred by the granting agency without interruption;
- (2) The granting agency approves transfer in the new institution of equipment purchased wholly by grant funds;
- (3) Such equipment was specialized in nature, acquired specifically for the investigator for his particular program, and is essential to continuance of the program without undue interruption in the work;
- (4) The ~~institution~~ state university does not need the equipment in its current related research program; and
- (5) The entire cost of physical transfer of the equipment will be borne by the granting agency or the recipient institution. (9-19-68)

15. ADVERTISING

The use of general use and restricted use funds is permitted for the purchase of advertising subject to authorization by the chief executive officer of the state university. (10-18-74; 12-13-74; 4-20-84)

16. TRAVEL

~~a. Travel by Charter or Private Conveyance~~

~~The chief executive officer of each university shall implement procedures to ensure proper insurance coverage is provided for all travel of students or university employees in chartered or rental aircraft or vehicles.~~

~~b. a. Out-of-State Travel Requests - Faculty and Staff~~

Approval of out-of-state travel requests for staff and faculty of each ~~Regents institution~~ state university is vested in the chief executive officer, or his/her designee, of the respective ~~Regents institutions~~ state universities. Requests for out-of-state travel shall be submitted to the chief executive officer or his/her designee pursuant to operating regulations adopted by the ~~institution~~ university and approved by the Board.

e-b. Out-of-State Travel Requests - Chief Executive Officers

Approval of out-of-state travel requests for the chief executive officer of a ~~Regents institution~~ state university is vested in the Board and delegated to the President and ~~Chief Executive Officer~~ CEO. Requests for out-of-state travel, regardless of source of funding, shall be submitted to the Board Office in such form as prescribed by the President and CEO at least two weeks prior to the date travel commences. Expenses will be allowed pursuant to Department of Administration or Internal Revenue Service regulations governing travel. ~~At the end of each fiscal year the President and CEO shall submit a summary report of all out-of-state travel to the Board.~~

d. ~~Out of State Travel Requests – Board Staff~~

~~Approval of out-of-state travel requests for Regents staff other than the President and Chief Executive Officer of the Board is vested in the President and CEO. Requests for such travel should be as directed by the President and CEO and expenses will be allowed pursuant to Department of Administration regulations on travel. Approval of out-of-state travel requests for the President and CEO is vested in the Board. Requests for such travel should be as directed by the Board and expenses will be allowed pursuant to Department of Administration regulations on travel. (11-21-80; 6-26-87; 12-17-87)~~

From Chapter II, Section A, “The Board and Its Staff”

3. Staff

g. Out-of-State Travel Requests – Board Staff

Approval of out-of-state travel requests for staff other than the President and CEO of the Board is vested in the President and CEO. Requests for such travel should be as directed by the President and CEO and expenses will be allowed pursuant to Department of Administration regulations on travel.

Approval of out-of-state travel requests for the President and CEO is vested in the Board. Requests for such travel should be as directed by the Board and expenses will be allowed pursuant to Department of Administration regulations on travel. (11-21-80; 6-26-87; 12-17-87)

From Chapter III, Appendix C, “Annual Reporting Schedule”

ANNUAL REPORTING SCHEDULE

The following subject matter listings indicate routine reports to be submitted to the Board office by each Regents institution. All dates and required number of copies are subject to

change for administrative efficiency. Additional reports not reflected in these listings may be required of any or all institutions.

Due

FISCAL MANAGEMENT:

Housing occupancy report.....	Nov. 1
Revised student fee revenue estimates.....	Oct., Feb., <i>as specified semi-annually</i>
Copy of official enrollment report to Legislative Educational Planning Commission.....	Mar. 1, Oct. 1
Budget requests to Board (4 copies to Board office, 1 copy to each Regent).....	early June <i>as specified</i>
<u>Delegations of contracting authority (to KBOR General Counsel).....</u>	<u>July 1</u>
Annual Operating Budget and Legislative Budget Report.....	Sept. 15
<u>Reports from state universities participating in the pilot project on purchasing.....</u>	<u>Oct. 1</u>
Consolidated Unclassified Report.....	Dec. 1
Student characteristics report.....	Nov. 15
Annual financial report.....	Dec. 31

DISTRIBUTION OF FY 2008 APPROPRIATION OF STATE UNIVERSITIES' OPERATING GRANT

Kelly Oliver presented the recommendation for the distribution of the FY 2008 appropriation of the state university operating grant. She noted that the distribution of the \$28.5 million appropriation is based on the methodology used the past several years.

Regent Gaines moved, followed by the second of Regent Lykins, that the proposed distribution of FY 2008 appropriation of state university operating grant funds be approved. The motion carried, and the approved distribution is as follows:

Scenario for Allocation of \$28.5 Million University Operating Grant Increase for FY 2008

University	FY 2007 SGF Operating Grant Base	KBOR Adjusted Request Distribution			FY 2008 Estimate Based On Total Increase
		Base Increase	1% Equity Increase (0.5% WSU)	Total Increase	
KU	\$145,003,803	\$7,975,209		\$7,975,209	\$6,267,235
KUMC	\$113,304,136	\$6,231,727	\$1,133,041	\$7,364,768	\$5,787,525
KSU	\$110,766,650	\$6,092,166		\$6,092,166	\$4,787,464
KSUESARP	\$52,257,479	\$2,874,161	\$522,575	\$3,396,736	\$2,669,289
KSUVMC	\$10,622,664	\$584,247		\$584,247	\$459,124
WSU	\$69,634,997	\$3,829,925	\$348,175	\$4,178,100	\$3,283,316
ESU	\$33,123,789	\$1,821,808	\$331,238	\$2,153,046	\$1,691,948
PSU	\$35,940,833	\$1,976,746	\$359,408	\$2,336,154	\$1,835,842
FHSU	\$34,206,668	\$1,881,367	\$342,067	\$2,223,434	\$1,747,262
Total	\$604,861,019	\$33,267,356	\$3,036,504	\$36,303,860	\$28,529,005

FY 2008 TUITION AND FEE PROPOSALS FOR STATE UNIVERSITIES (FINAL ACTION)

Regent Grier introduced the topic of tuition and fee proposals for FY 2008. Regent Gaines moved, followed by the second of Regent Downey-Schmidt, that the FY 2008 tuition and fee proposals for the state universities be approved. Discussion followed. Regent Downey-Schmidt asked each chief executive officer to talk about the purpose of raising tuition and the use of the money.

President Hammond reported that FHSU has requested a 5 percent increase for a continuation of its affordable success strategy that began in 2001. The money both from growth of the number of students and increased tuition will be used for operating budget increases. President Wefald reported that KSU plans to use the increase for faculty salaries in targeted areas, library support, and targeted excellence programs. KSU has proposed an 8.7 percent increase. President Beggs reported that the WSU request is for a 6½ percent increase. He reported that 39 percent of the salary costs come from tuition. The increase will also be used for energy costs, some other operating expenses and on-going costs. President Lane reported that ESU has requested a 9.7 percent increase in tuition. Five percent is expected to be used to maintain the base operating budget and for support needed for four positions that are beginning to phase off of federal support. Of the 4.7 percent enhancement requested, 1 percent is for scholarships and 2½ percent for faculty salary enhancement. Additionally, some faculty positions have been added to be able to admit students who were on the waiting list. President Bryant reported that PSU has requested a 6.5 percent increase. The University plans to use the increased funding to offset the cost of energy, contribute to the four-year commitment for the information system, and new faculty positions. Chancellor Hemenway reported that the University is setting in place the Compact Tuition and he asked Provost Lariviere to provide the details. The Provost stated that the Compact will include a 6 percent increase with incoming freshmen being charged a 15.9 percent increase the first year with no increase for four years. KU plans to use 5.5 percent for a merit pool for faculty salary increases and 4.5 percent for staff salary increases. Two-thirds of the staff funds will be for across-the-board raises and one-third will be put into a merit pool. Other uses will be raising the hourly wages for students and utility costs.

Following a request to vote on the tuition increases by institution, Regent Gaines withdrew his motion to approve, and Regent Downey-Schmidt withdrew her second. Regent Galle moved that the FHSU proposal for tuition and fees be approved. With the second of Regent Perkins, the motion carried. Regent Lykins moved, followed by the second of Regent Perkins that the WSU request for FY 2008 tuition and fees be approved. The motion carried. Regent Lykins moved that the PSU request for increased tuition and fees be approved. Following the second of Regent Downey-Schmidt, the motion carried. Regent Lykins moved, with the second of Regent Galle, that the ESU request for tuition and fees for FY 2008 be approved. The motion carried with one dissenting vote. Regent Lykins moved that the KSU request to increase tuition and fees be approved. Regent Galle seconded the motion. The motion carried with one dissenting vote. Regent Galle moved, followed by the second of Regent Downey-Schmidt, that the Compact Tuition rates requested by KU for FY 2008 be approved. The motion carried. In closing, Regent Grier encouraged each institution to consider differential tuition.

(University Tuition Requests and Program-Specific Requests Filed with Official Minutes)

STATE UNIVERSITY 5-YEAR MAINTENANCE PLANS FOR FY 2008-2012 – SYSTEMWIDE

Regent Grier introduced the state university 5-year maintenance plans for FY 2008-2012. Regent Perkins moved that the 5-year plans be adopted. Regent Lykins seconded the motion. Discussion followed in which Regent Grier expressed his concern about inflation impacting the dollar amounts approved in the plan. The motion carried.

(Project List Filed with Official Minutes)

*Other Matters*DESIGNATION OF ACTIVITIES FOR WHICH BOARD MEMBER COMPENSATION IS AUTHORIZED

Chairman Galle noted that Kansas statutes authorize payment of daily compensation to members of the Board for attendance at certain specified meetings and other meetings that the Board so designates. In an effort to bring the compensation practices for the Board more in line with that provided for other similar state entities, a proposal was introduced to designate certain specific activities of the Board to be added to those for which compensation is authorized for members who participate.

Regent Grier moved that the proposal be approved. Following the second of Regent DeBauge, the motion carried with one dissenting vote. The following was adopted:

Effective January 1, 2007, the following activities shall be designated as "subcommittee" meetings for which compensation is authorized for those Board members who are asked to participate therein: meetings of the Midwest Higher Education Compact, the Association of Governing Boards, the Education Commission of the States, meetings/activities of other comparable organizations, and State University Presidential Search Committees. In addition, Board members who are called upon to travel to represent the Board in connection with official institutional visits, accreditation site visits, commencement activities, legislative briefings/meetings, etc., may (based on a determination by the Board Chair and Vice Chair, acting as the Board's Executive Committee) also be eligible for compensation. Finally, meetings of the Board's Retirement Plan Committee shall also be among those for which compensation is authorized.

ANNUAL CAMPUS REPORT – EMPORIA STATE UNIVERSITY

Dr. Michael Lane, President of Emporia State University, presented his first annual report to the Board. President Lane reported briefly on his efforts to familiarize himself with the campus and community needs and establish the goals for the future, which was undertaken through a Stakeholders Conference in February. Transition plans will continue in the next month with the creation of a Transition Advisory Committee.

President Lane highlighted some ESU recognitions and awards during the past year and identified faculty members and students who were honored with awards and grants. ESU enjoyed a year of progress in record high endowment funds and student retention. Looking to

the future, the President noted that he expects some administrative reorganization, particularly in marketing and the University will be focusing on the Regents' initiatives and international possibilities.

(PowerPoint Presentation Filed with Official Minutes)

ANNUAL REPORT – KANSAS BOARD OF REGENTS

President Robinson provided his annual report to the Board and noted that he would like to use the time to reflect back on the work of the Board during the past year in a couple of categories, one the coordination role to develop an accountable, accessible, seamless system, and the other the Board's responsibility to govern the six state universities and to maintain and enhance the excellence at those universities.

Mr. Robinson highlighted the Performance Agreement process and the fine-tuning, but noted that the refinement will continue in the future. He called attention to the Board's determination that learner outcomes is a priority. Other highlights for the system were in the workforce development area. With legislative assistance, the nursing program has been expanded and more recently the focus has increased on technical education. The development of a funding model is another system accomplishment.

Deferred maintenance has been a priority for the Board and universities this past year. Although the outcome was disappointing, Mr. Robinson stated that the process was very good. Another accomplishment of the Board was the hiring of a new university president.

In terms of advocacy for higher education, Mr. Robinson labeled the budget increases as modest and fair. He identified the efforts of Kip Peterson, Director of Government Relations and Communications, in contributing to the success. There were successes in public communication, too, through the working lunches that included Board members and University CEOs. The media coverage was very supportive and the profile of the Board and the shrinking state resources were visible through the assistance of the media.

President Robinson called attention to Board staff changes and expressed pride in new senior staff members Diane Duffy, Vice President for Finance and Administration, Julene Miller, General Counsel, and Brad Williams, Kan-Ed Executive Director.

Looking to the future, Mr. Robinson noted the upcoming retreat. He suggested the Board might look at establishing a strategic agenda. The alignment with the K-12 system is important to pursue. Learner outcomes will also continue to be a focal point, as will the deferred maintenance challenge and Performance Agreements. The launching of the Technical Education Authority will also be an important priority in the year ahead.

ELECT FY 2008 BOARD CHAIR AND VICE CHAIR

Regent Perkins nominated Donna Shank to serve as Vice Chair for FY 2008. Following the second of Regent DeBauge, the nomination carried.

Regent Grier moved, with the second of Regent Perkins, that Christine Downey-Schmidt be named to serve as Chair for FY 2008. The motion carried.

COMMENTS

Departing Board members DeBauge, Grier, Gaines, and Galle shared parting thoughts.

EXECUTIVE SESSION

At 12:15 p.m., Regent Shank moved that the meeting of the Board recess into executive session for approximately one hour to discuss personnel matters of non-elected personnel – perform an annual assessment for President Lane. With the second of Regent Perkins, the motion carried. Participating in the session were members of the Board, President Robinson, and President Lane. At 12:50 p.m., Regent Shank moved, with the second of Regent Perkins, that the meeting return to open session. The motion carried. The open meeting resumed.

EXECUTIVE SESSION

At 1:00 p.m., Regent Shank moved, followed by the second of Regent Perkins, that the meeting into executive session for approximately one hour to discuss personnel matter of non-elected personnel and perform the annual CEO assessment of President Robinson. The motion carried. Participating in the session were members of the Board and Mr. Robinson. At 2:00 p.m., Regent Shank moved that the Board return to open session. Following the second of Regent Grier, the motion carried. The meeting returned to open session.

ADJOURNMENT

The meeting was adjourned at 2:00 p.m.

Reginald L. Robinson, President and CEO

Christine Downey-Schmidt, Chairperson-Elect