

KANSAS BOARD OF REGENTS

MINUTES

June 24-25, 2009

The June 24, 2009, meeting of the Kansas Board of Regents was called to order by Chairman Donna Shank at 1:30 p.m. The meeting was held in Board offices located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:

Donna Shank, Chairman
Jill Docking, Vice Chairman
Jerry Boettcher
Christine Downey-Schmidt
Dick Hedges
Dan Lykins
Janie Perkins
Gary Sherrer
Bill Thornton

AMEND AGENDA

Chairman Shank announced the agenda would be amended to add discussion related to a Board audit policy as number 1 under the Fiscal Affairs and Audit agenda on Thursday, with appropriate renumbering.

INTRODUCTIONS

Chairman Shank introduced Dr. Ed Mills, recently named to become President at Northwest Kansas Technical College on July 1, 2009.

APPROVAL OF MINUTES

Regent Docking moved that the minutes of the meetings held on May 20-21, May 29, and June 4, be approved. Following the second of Regent Perkins, the motion carried.

REPORTS

REPORT FROM CHAIR

Chairman Shank reflected on the past year. She noted challenges, and acknowledged it was an honor to share the last year of three long-tenured institutional leaders and to participate in the hiring of their successors. She voiced her appreciation and thanks to other members of the Board, Board staff, and the many institutional leaders who worked with her through the challenges of the past year.

REPORT FROM PRESIDENT AND CEO

President Robinson, along with Regents Downey-Schmidt and Hedges, attended a meeting of the P-20 Council the previous day. The Council has established an alignment team and some work has begun with ACHIEVE, a national organization with an alignment focus. At the recent meeting, the Council extensively discussed early childhood education. It is hoped the Governor will sign an Executive Order that has been developed to facilitate information sharing within the guidelines of the Federal Educational Rights and Privacy Act. Once signed, a Memorandum of Agreement will be crafted between the State Board of Education and the Board of Regents to provide the framework for the information sharing.

Another recent meeting was a discussion related to graduate medical education in Wichita. Regents Shank, Docking, and Sherrer, along with President Robinson, met with representatives from the University of Kansas Medical Center, KU School of Medicine-Wichita, Wesley Medical Center and Via Christi Medical Center. The group will be meeting in the near future as it considers long-term issues.

Mr. Robinson reported that a provision of the Reauthorization of Higher Education Act requires institutions to post on their web sites a net price calculator showing the cost to attend the institution. In the near future, the U.S. Department of Education will be developing a template and Mr. Robinson anticipates a cross sector working group will be identified to facilitate consistency among Kansas institutions. The general template is expected to be available in August, and there will be a two-year span of time to meet the federal requirements.

Mr. Robinson also reported that the U.S. Secretary of Education has just announced the simplification of the FASFA application, the document used by students to apply for student financial assistance. One component will be that students will not need to enter information included in the income tax form.

Discussions are underway regarding a federal proposal that would establish a U.S. Public Service Academy similar to the U.S. military academies, but graduates would transition into areas of public service. A group of Kansas and Missouri representatives are interested in such an academy being located in the metro Kansas City area. Mr. Robinson attended the first meeting and expects there will be continuing exploration of this proposal.

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Beggs reported that the System Council of Presidents met earlier in the day. The System Council of Chief Academic Officers reported to SCOPs that it has been discussing the upcoming CORE Competency meeting and its rotation in future years. The Fall 2009 meeting will be held in Wichita, followed by the Fall 2010 meeting to be organized by the University of Kansas.

SCOPs was briefed by Vice President Diane Duffy regarding the June Fiscal Affairs and Audit agenda, with emphasis on the allocation of funds among the sectors for FY 2010 and the status of

the stimulus funds. President Robinson provided information related to the United States Public Service Academy proposal.

APPROVAL OF CONSENT AGENDA

Regent Docking moved, with the second of Regent Perkins, that the Consent Agenda be approved. The motion carried. The following received approval:

Academic Affairs

ADDITIONAL DEGREE GRANTING AUTHORITY FOR ART INSTITUTES INTERNATIONAL KANSAS CITY FOR A BACHELOR OF ARTS IN PHOTOGRAPHY

The Art Institutes International Kansas City received approval to offer a Bachelor of Arts in Photography degree. The degree will be awarded at the Overland Park campuses.

ADDITIONAL DEGREE GRANTING AUTHORITY FOR ITT TECHNICAL INSTITUTE

Approval was given to ITT Technical Institute to offer an Associate of Applied Science in Computer Drafting and Design, an Associate of Applied Science in Paralegal Studies, an Associate of Applied Science in Criminal Justice, and a Bachelor of Science in Project Management at its campus in Wichita, Kansas.

ADDITIONAL DEGREE GRANTING AUTHORITY FOR UNIVERSAL TECHNICAL INSTITUTE

Universal Technical Institute received approval to grant degrees for the following programs:

- a. Associate of Occupational Studies in Automotive Technology with BMW Fast Track & Fact
- b. Associate of Occupational Studies in Automotive & Diesel Technology with BMW Fast Track & Fact
- c. Associate of Occupational Studies in Automotive/Diesel & Industrial Technology with BMW Fast Track & Fact
- d. Associate of Occupational Studies in Automotive/Diesel & Industrial Technology with BMW Fast Track
- e. Associate of Occupational Studies in Automotive & Diesel Technology with BMW Fast Track
- f. Associate of Occupational Studies in Automotive Technology with BMW Fast Track
- g. Associate of Occupational Studies in Automotive/Diesel Technology with Cummins
- h. Associate of Occupational Studies in Automotive/Diesel & Industrial

- Technology with Cummins
- i. Associate of Occupational Studies in Diesel & Industrial Technology with Cummins
 - j. Associate of Occupational Studies in Automotive/Diesel & Industrial Technology with Cummins Power Generation Technician Qualification
 - k. Association of Occupational Studies in Automotive/Diesel Qualification with Cummins Power Generation Technician Qualification
 - l. Associate of Occupational Studies in Diesel & Industrial Technology with Cummins Power Generation Technician Qualification
 - m. Associate of Occupational Studies in Diesel and Industrial Technology with Freightliner Finish First
 - n. Associate of Occupational Studies in Automotive/Diesel Technology with Freightliner Finish First
 - o. Associate of Occupational Studies in Automotive Diesel and Industrial Technology with Freightliner Finish First

ADDITIONAL DEGREE GRANTING AUTHORITY FOR WRIGHT CAREER COLLEGE

Wright Career College received approval for a Bachelor of Science in Business Administration and a Bachelor of Science in Healthcare Administration. The degrees will be awarded at the Overland Park campuses.

COMMUNITY AND TECHNICAL COLLEGES' REQUEST FOR APPROVAL OF DEGREE AND CERTIFICATE PROGRAMS

The institutions and programs approved are as follows:

Cloud County Community College

Agri-Biotechnology (CIP 41.0101) at the Associate of Applied Science (A.A.S.) level consisting of 67 credit hours and a certificate level consisting of 30 credit hours. A budget of \$134,000 will be allocated through the general operating budget and necessary equipment supplemented through Carl D. Perkins funds.

Dodge City Community College

Electrical Power and Transmission Installation/Installer (CIP 46.0301) at the Associate of Applied Science (A.A.S.) level consisting of 63 credit hours and at the certificate level consisting of 36 credit hours. A budget of \$132,000 will be allocated with \$10,000 from Carl D. Perkins funds, \$10,000 from capital outlay, \$65,000 from general funds and \$67,000 from industry partners.

Neosho County Community College

Aviation Science (CIP 49-0102) at the Associate of Applied Science (A.A.S.) level consisting of 64 credits and the certificate level consisting of 36 credits. An

initial budget of \$45,000 will be covered through the institution's general fund and student fees.

Energy Management (CIP 15.0503) at the Associate of Applied Science (A.A.S.) level consisting of 64 credits and a certificate consisting of 40 credits. An initial budget of \$159,000 has been established with a Kansas Workforce Solutions Fund grant of \$86,730 and institutional funds.

Sustainable Energy Installation (CIP 15.0599) at the certificate level consisting of 44 credits. An initial shared budget under Energy Management has been established at \$159,000 with a Kansas Workforce Solutions Fund grant of \$86,730 and institutional funds.

Pratt Community College

Health Occupations Technology (CIP 51.9999) at the certificate level consisting of 16 credit hours. The budget of \$50,000 will be allocated through capital outlay, institutional funds, and Carl D. Perkins program improvement funds.

Wichita Area Technical College

Aerospace Coatings & Paint Technology (CIP 48.9999) at the Associate of Applied Science (A.A.S.) level consisting of 64 credits and the certificate level consisting of 47 credits. The initial budget of \$880,376 will come from institutional general funds.

Aviation Manufacturing (CIP 15.0801) at the Associate of Applied Science (A.A.S.) level consisting of 60 credits and the certificate level consisting of 43 credits. The initial budget of \$300 will be derived from institutional general funds. Grant opportunities are being pursued to support the cost of the additional equipment needed for the program.

Electrical Apprenticeship (CIP 46.0399) at the Associate of Applied Science (A.A.S.) level consisting of 61 credit hours. The budget of \$300 will be allocated through Wichita Area Technical College general funds.

Entrepreneurship (CIP 52.0701) at the Associate of Applied Science (A.A.S.) level consisting of 63 credits and the certificate level consisting of 40 credits. The budget of \$500 will come from institutional general funds.

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

INTRODUCTION

Dr. Joan Warren was introduced by Vice President Gary Alexander. She recently joined Board staff and will serve as Director of Academic Affairs.

NEW DEGREE GRANTING AUTHORITY FOR FLORIDA STATE UNIVERSITY FOR A MASTER OF SOCIAL WORK

Vice President Alexander introduced the request from Florida State University. Discussion followed related to fees charged to out-of-state institutions offering degree programs in Kansas. The Academic Affairs Standing Committee was asked to propose a revised fee schedule for such requests.

Regent Downey-Schmidt moved that Florida State University be authorized to offer a Master of Social Work degree. Following the second of Regent Hedges, the motion carried.

PERFORMANCE AGREEMENT REPORTS

Performance Agreements for 2008 were reviewed by Board staff and then the Board's Academic Affairs Standing Committee. Regent Boettcher moved, with the second of Regent Perkins, that the funding recommendation be adopted. The motion carried. The approved funding is as follows:

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Institution	Duration	Recommended Action
Emporia State University	1-year	Full funding
Fort Hays State University	1-year	Full funding
Kansas State University	2 nd year	Full funding
Pittsburg State University	1 st year	Full funding
University of Kansas	2 nd year	Full funding
University of Kansas Medical Center	2 nd year	Full funding
Wichita State University	2 nd year	Full funding
Washburn University	1 st year	Full funding
Allen County Community College	2 nd year	Full funding
Barton County Community College	1-year	Full funding
Butler County Community College	2 nd year	Full funding
Cloud County Community College	2 nd year	Full funding
Coffeyville Community College	1 st year	Full funding
Colby Community College	1 st year	Full funding
Cowley County Community College	1-year	Full funding
Dodge City Community College	1-year	Full funding
Fort Scott Community College	1-year	60% funding
Garden City Community College	2 nd year	Full funding
Highland Community College	1-year	Full funding
Hutchinson Community College	1 st year	Full funding
Independence Community College	2 nd year	Full funding
Johnson County Community College	1-year	Full funding

Institution	Duration	Recommended Action
Kansas City Kansas Community College	1 st year	Full funding
Labette Community College	N/A	N/A
Neosho County Community College	1-year	Full funding
Pratt Community College	1 st year	Full funding
Seward County Community College	2 nd year	Full funding
Flint Hills Technical College	1 st year	Full funding
Kansas City Kansas Area Technical School	1-year	Full funding
Kaw Area Technical School	1 st year	Full funding
Manhattan Area Technical College	2 nd year	Full funding
North Central Kansas Technical College	1 st year	Full funding
Northeast Kansas Technical College	1-year	Full funding
Northwest Kansas Technical College	2 nd year	Full funding
Salina Area Technical School	1-year	60% funding
Southwest Kansas Technical School	1-year	80% funding
Wichita Area Technical College	1-year	Full funding

PERFORMANCE FUNDING REVISIONS

Regent Docking moved that the performance agreement process be adjusted to increase flexibility by 1) allowing revisions to existing performance agreements at any time during the year, subject to consultation with staff and requiring approval by the Board Academic Affairs Standing Committee; 2) reassessing current Regent goals in light of the forthcoming Strategic Plan, i.e. when the Strategic Plan is finalized, it becomes the Regents goals for the purposes of developing Performance Agreements; 3) Board staff working closely with institutions to ensure that performance agreements place primary emphasis on outcomes indicators; and 4) ensuring provision for annual evaluation is consistently applied. With the second of Regent Hedges, the motion carried.

PRIVATE POSTSECONDARY EDUCATION ANNUAL REPORT

Jacqueline Johnson, Director of Private Postsecondary Education, provided an overview of private postsecondary education in Kansas. She noted that nearly 118,000 students were served in 2007 through 109 private postsecondary institutions. Since then, the number of approved institutions has risen to 123 and review is underway for an additional 25. Programs are available as non-degree certificate/diploma, associate degree, bachelor's degree and graduate/professional degrees. Additionally, many individuals enroll in short-term programs to prepare for such things as industry exams.

Ms. Johnson provided self-reported statistical information related to numbers of students, program interest, student profile, and ethnicity. She noted that student services available through these institutions are attractive, with provisions such as state-of-the-art equipment and facilities, resources for family services such as childcare and health services, and a faculty student ratio of 9 students to 1 teacher.

Ms. Johnson stated that private postsecondary institutions are held to the same standards as other institutions in the Regents' system. Accountability is determined through review of such things as institutional financial records, teacher qualifications, bonding requirements, review of governing boards, and site reviews.

As a director on the National Association of State Administrators and Supervisors of Private Schools, Ms. Johnson is involved in partnering with accreditors and institutions for more oversight and other focuses such as outcomes, monitoring of growth and quality and identifying "degree mills."

(PowerPoint Presentation Filed with Official Minutes)

Fiscal Affairs and Audit

RECOUP FY 2009 SGF FROM POSTSECONDARY EDUCATIONAL INSTITUTIONS IN ACCORDANCE WITH STATE LAW THAT RESCINDED A PORTION OF CURRENT YEAR APPROPRIATIONS

Regent Boettcher moved, with the second of Regent Sherrer, that FY 2009 SGF funds distributed to institutions be lapsed per legislative directive in House Substitute for Senate Bill 23. The Motion carried. The approved adjustments are noted in the table below:

Institution	Capital Outlay	CC Operating Grant	KAMS	Washburn Operating Grant	Nursing Grant	Postsecondary Aid	Tech Grant	Total
ESU					\$550			\$550
FHSU			\$3,688		\$218			\$3,906
PSU					\$1,630			\$1,630
KUMC					\$1,174			\$1,174
Washburn	\$8,978			\$531,791	\$1,308	\$112,654	\$1,633	\$656,364
WSU					\$2,078			\$2,078
Allen CCC		\$214,373					\$687	\$215,060
Barton CCC		\$349,731			\$320		\$945	\$350,996
Butler CCC		\$606,649			\$523		\$1,203	\$608,375
Cloud CCC		\$199,001			\$476		\$817	\$200,294
Coffeyville CC	\$8,612	\$72,284				\$47,971	\$817	\$129,684
Colby CC		\$128,896			\$528		\$817	\$130,241
Cowley CCC	\$13,189	\$361,446					\$946	\$375,581
Dodge City CC	\$8,832	\$114,919			\$81		\$817	\$124,649
Fort Scott CC		\$144,775					\$817	\$145,592
Garden City CC		\$120,338					\$817	\$121,155
Highland CC	\$7,973	\$207,991				\$70,878	\$903	\$287,745
Hutchinson CC	\$14,671	\$334,680			\$403	\$59,013	\$1,246	\$410,013
Independence CC		\$92,990					\$817	\$93,807
Johnson CCC	\$21,992	\$929,653			\$1,474	\$65,958	\$1,879	\$1,020,956
Kansas City KSCC	\$9,473	\$308,600			\$1,033	\$147,751	\$1,246	\$468,103
Labette CC		\$133,885			\$251		\$687	\$134,823
Neosho County CC		\$118,769			\$1,444		\$817	\$121,030
Pratt CC	\$8,899	\$122,217			\$1,036		\$602	\$132,754
Seward CCC	\$8,059	\$83,453				\$80,069	\$817	\$172,398
Flint Hills TC	\$9,005					\$109,804		\$118,809
Manhattan ATC	\$8,962				\$376	\$113,413		\$122,751
NC KS TC	\$10,247				\$160	\$171,163		\$181,570
NW KS TC	\$8,919					\$132,300		\$141,219
Salina TC	\$8,803					\$97,530		\$106,333
Wichita TC	\$11,848					\$281,906		\$293,754
Brown Mackie KC					\$209			\$209

Brown Mackie Salina					\$209			\$209
MidAmerica Nazarene					\$251			\$251
Southwestern College					\$167			\$167

ALLOCATION TO SECTORS AND DISTRIBUTIONS OF FY 2010 STATE APPROPRIATIONS TO INDIVIDUAL STATE UNIVERSITIES, COMMUNITY COLLEGES, TECHNICAL COLLEGES, AND WASHBURN UNIVERSITY

Vice President Duffy presented information for FY 2010 appropriations by sector, and then specific amounts by institution. Regent Sherrer moved that the proposed preliminary distributions be approved and authorized staff to make any necessary technical adjustments once final appropriations are known. Following the second of Regent Lykins, the motion carried. The approved distributions follow:

State University Distributions (Preliminary)					
University	FY 2009 State Base Funding	Legislative Reductions	Classified Longevity Bonus Lapse	Estimated Classified Market Salary Adjustment	Estimated Net Across-the-Board and Reconciliation Adjustments
KU	\$153,860,446	(\$15,136,337)	\$0	\$0	\$44,147
KUMC	\$121,641,629	(\$12,006,950)	(\$176,370)	\$135,000	\$44,205
KSU	\$117,196,594	(\$10,868,474)	(\$390,717)	\$956,000	\$64,267
KSU-ESARP	\$56,123,762	(\$6,339,850)	(\$119,027)		\$30,846
KSU-VMC	\$11,287,263	(\$1,122,708)	(\$35,381)		\$4,063
WSU	\$74,323,017	(\$7,353,180)	(\$257,431)	\$623,000	\$41,466
ESU	\$35,591,647	(\$3,535,362)	(\$141,430)	\$186,000	\$19,445
PSU	\$38,585,541	(\$3,795,485)	(\$94,176)	\$188,000	\$13,857
FHSU	\$37,554,220	(\$3,730,601)	(\$136,846)	\$243,000	\$20,508
Total	\$646,164,119	(\$63,888,947)	(\$1,351,378)	\$2,331,000	\$282,804

Community College Operating Grant Distribution (Preliminary)			
Community College	FY 2009 Operating Grant	FY 2010 Operating Grant	Increase/ (Decrease)
Allen County Community College	\$5,044,072	\$4,934,345	(\$109,727)
Barton County Community College	\$8,228,973	\$8,014,791	(\$214,182)
Butler County Community College	\$14,274,091	\$12,973,172	(\$1,300,919)
Cloud County Community College	\$4,682,385	\$4,051,146	(\$631,239)
Coffeyville Community College	\$1,700,801	\$2,030,830	\$330,029
Colby Community College	\$3,032,836	\$2,600,357	(\$432,479)
Cowley County Community College	\$8,504,622	\$5,539,385	(\$2,965,237)
Dodge City Community College	\$2,703,982	\$2,277,276	(\$426,706)
Fort Scott Community College	\$3,406,462	\$3,185,035	(\$221,427)
Garden City Community College	\$2,831,491	\$2,682,450	(\$149,041)
Highland Community College	\$4,893,900	\$4,776,792	(\$117,108)
Hutchinson Community College	\$7,874,827	\$7,326,352	(\$548,475)
Independence Community College	\$2,187,995	\$1,871,642	(\$316,353)
Johnson County Community College	\$22,240,500	\$20,213,699	(\$2,026,801)
Kansas City Kansas Community College	\$7,261,169	\$6,940,316	(\$320,853)
Labette Community College	\$3,150,234	\$2,990,432	(\$159,802)
Neosho County Community College	\$2,794,566	\$2,497,646	(\$296,920)
Pratt Community College	\$2,875,687	\$2,779,562	(\$96,125)
Seward County Community College	\$1,963,604	\$1,481,157	(\$482,447)
Total	\$109,652,197	\$99,166,385	(\$10,485,812)

Postsecondary Aid for Vocational Education Distribution (Preliminary)			
Institution	FY 2009 Funding	FY 2010 Funding	FY 2010 Decrease
Flint Hills Technical College	\$2,583,607	\$2,336,542	(\$247,065)
Kansas City Kansas Community College	\$3,476,498	\$3,144,047	(\$332,451)
Washburn University	\$2,650,681	\$2,397,202	(\$253,479)
Manhattan Area Technical College	\$2,668,549	\$2,413,361	(\$255,188)
North Central KS Technical College	\$4,027,354	\$3,642,226	(\$385,128)
Highland Community College	\$1,667,720	\$1,508,239	(\$159,481)
Northwest KS Technical College	\$3,112,936	\$2,815,252	(\$297,684)
Salina Area Technical College	\$2,294,835	\$2,075,385	(\$219,450)
Seward County Community College	\$1,883,973	\$1,703,813	(\$180,160)
Wichita Area Technical College	\$6,633,092	\$5,998,783	(\$634,309)
Coffeyville Community College	\$1,128,721	\$1,020,784	(\$107,937)
Hutchinson Community College	\$1,388,532	\$1,255,750	(\$132,782)
Johnson County Community College	\$1,577,958	\$1,427,061	(\$150,897)
TOTAL	\$35,094,456	\$31,738,445	(\$3,356,011)

Vocational Education Capital Outlay Aid Distribution (Preliminary)			
Institution	FY 2009 Funding	FY 2010 Funding	Increase/ (Decrease)
Coffeyville Community College	\$133,920	\$129,006	(\$4,914)
Cowley County Community College	\$205,093	\$197,725	(\$7,368)
Dodge City Community College	\$137,339	\$134,000	(\$3,339)
Flint Hills Technical College	\$140,037	\$132,271	(\$7,766)
Hutchinson Community College	\$228,149	\$222,243	(\$5,906)
Johnson County Community College	\$369,026	\$311,861	(\$57,165)
Kansas City Kansas Community College	\$147,315	\$224,168	\$76,853
Washburn University	\$139,618	\$135,242	(\$4,376)
Manhattan Area Technical College	\$139,368	\$142,746	\$3,378
North Central Kansas Technical College	\$159,342	\$141,447	(\$17,895)
Highland Community College	\$123,993	\$138,764	\$14,771
Northwest Kansas Technical College	\$138,703	\$132,230	(\$6,473)
Pratt Community College	\$138,383	\$131,729	(\$6,654)
Salina Area Technical College	\$136,899	\$130,207	(\$6,692)
Seward County Community College	\$125,322	\$147,865	\$22,543
Wichita Area Technical College	\$184,251	\$187,435	\$3,184
Total	\$2,646,758	\$2,638,939	(\$7,819)

Technology Grant Distribution (Preliminary)			
Institution	FY 2009 Technology Grant	FY 2010 Technology Grant	Decrease
Allen County Community College	\$16,183	\$14,636	(\$1,547)
Barton County Community College	\$22,250	\$20,123	(\$2,127)
Butler County Community College	\$28,316	\$25,609	(\$2,707)
Cloud County Community College	\$19,215	\$17,377	(\$1,838)
Coffeyville Community College	\$19,215	\$17,377	(\$1,838)
Colby Community College	\$19,215	\$17,377	(\$1,838)
Cowley County Community College	\$22,250	\$20,123	(\$2,127)
Dodge City Community College	\$19,215	\$17,377	(\$1,838)
Fort Scott Community College	\$19,215	\$17,377	(\$1,838)
Garden City Community College	\$19,215	\$17,377	(\$1,838)
Highland Community College	\$21,238	\$19,208	(\$2,030)
Hutchinson Community College	\$29,327	\$26,522	(\$2,805)
Independence Community College	\$19,215	\$17,377	(\$1,838)
Johnson County Community College	\$44,499	\$40,244	(\$4,255)
Kansas City Community College	\$29,327	\$26,522	(\$2,805)
Labette Community College	\$16,183	\$14,636	(\$1,547)
Neosho Community College	\$19,215	\$17,377	(\$1,838)
Pratt Community College	\$14,161	\$12,808	(\$1,353)
Seward County Community College	\$19,215	\$17,377	(\$1,838)
Washburn University	\$38,429	\$34,753	(\$3,676)
TOTAL	\$455,098	\$411,577	(\$43,521)

RECESS

Chairman Shank announced a recess at 2:45 p.m. The meeting resumed at 3:05 p.m.

DISTRIBUTION OF FY 2009 AND FY 2010 ARRA/SFSF APPROPRIATIONS TO INDIVIDUAL COMMUNITY COLLEGES, TECHNICAL COLLEGES, AND WASHBURN UNIVERSITY

Regent Hedges moved, with the second of Regent Thornton, that the distribution of stimulus funds to individual institutions be based on the institution's pro rata share of the FY 2009 original appropriation of SGF (community college operating grant, postsecondary aid, capital outlay (SGF portion), and technology grant). The motion carried. A memorandum of understanding summarizing the federal requirements will be executed with each institution as a condition of receipt of funds. The specific use of funds for coordinated institutions will be the decision of its respective governing board, subject to federal law.

The approved distribution is as follows:

**Kansas Board of Regents
ARRA Federal Stimulus Funding Allocation / Distribution**

Institution	State General Fund TOTAL	ARRA Funding Allocation / Distribution	ARRA Funding Allocation / Distribution
Washburn University	\$15,206,154	\$181,507	\$756,280
Allen County Community College	\$5,060,255	\$60,401	\$251,672
Barton County Community College	\$8,251,223	\$98,490	\$410,376
Butler County Community College	\$14,302,407	\$170,720	\$711,332
Cloud County Community College	\$4,701,600	\$56,120	\$233,835
Coffeyville Community College	\$2,852,874	\$34,053	\$141,888
Colby Community College	\$3,052,051	\$36,431	\$151,794
Cowley County Community College	\$8,533,207	\$101,856	\$424,400
Dodge City Community College	\$2,727,439	\$32,556	\$135,650
Fort Scott Community College	\$3,425,677	\$40,890	\$170,377
Garden City Community College	\$2,850,706	\$34,027	\$141,780
Highland Community College	\$6,586,688	\$78,622	\$327,590
Hutchinson Community College	\$9,299,733	\$111,006	\$462,524
Independence Community College	\$2,207,210	\$26,346	\$109,776
Johnson County Community College	\$23,874,356	\$284,975	\$1,187,394
Kansas City Kansas Community College	\$10,771,545	\$128,574	\$535,724
Labette Community College	\$3,166,417	\$37,796	\$157,482
Neosho Community College	\$2,813,781	\$33,587	\$139,944
Pratt Community College	\$2,894,123	\$34,546	\$143,940
Seward County Community College	\$3,870,663	\$46,202	\$192,508
Subtotal Community Colleges	\$121,241,955	\$1,447,198	\$6,029,986

Flint Hills Technical College	\$2,587,933	\$30,891	\$128,711
Manhattan Technical College	\$2,672,854	\$31,904	\$132,935
North Central KS Technical College	\$4,032,276	\$48,131	\$200,546
Northwest KS Technical College	\$3,117,221	\$37,209	\$155,035
Salina Area Technical College	\$2,299,064	\$27,443	\$114,344
Wichita Area Technical College	\$6,638,783	\$79,243	\$330,181
Subtotal Technical Colleges	\$21,348,131	\$254,821	\$1,061,752

(Copy of Draft Memorandum of Agreement Filed with Official Minutes)

ALLOCATION OF FY 2010 TAX CREDIT PROGRAM – State Universities and Washburn University

Legislative authority was enacted in 2007 to implement the Postsecondary Education Long-Term Infrastructure Maintenance Program for five years (FY 2008 – FY 2012). The program provides state funded tax credits to the state universities, Washburn University, the 19 community colleges, and five eligible technical colleges. The law requires the Board to make an annual allocation of tax credits among the state universities and Washburn. The adjusted square footage formula was determined to be the procedure for determining the allotment.

Regent Hedges moved, followed by the second of Regent Perkins, to adopt the recommended square footage allotment for state universities and Washburn.

Discussion followed about ways to improve the effectiveness of the program. President Hammond suggested the Council system review the program. The motion carried.

University of Kansas	\$ 3,081,133
University of Kansas – Medical Center	1,176,941
Kansas State University	3,248,761
Wichita State University	1,107,758
Emporia State University	648,961
Pittsburg State University	741,820
Fort Hays State University	742,441
Washburn University	502,185
TOTAL	<u>\$11,250,000</u>

TRANSFER OF UNEARNED PERFORMANCE AGREEMENT FUNDING TO SCHOLARSHIP PROGRAM

Vice President Duffy reported that of the \$25 million available for FY 2009 for new funding to institutions in compliance with the performance agreement process, \$405,034 was withheld due to various levels of non-compliance. Regent Downey-Schmidt moved that the balance of \$405,034 be transferred as one-time, unallocated funds to need-based, undergraduate scholarship programs for students attending public postsecondary institutions. Following the second of Regent Sherrer, the motion carried. The funds will be carried forwarded and targeted to scholarship programs that respond to an important state need and have high demand and utilization, at the direction of the Board's President and CEO, in consultation with the Director of Student Financial Assistance.

Other MattersREPORT FROM KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY/RECOMMENDATION FROM THE TECHNICAL EDUCATION AUTHORITY TO ADOPT CONCEPT OF A TIERED COST MODEL AS THE BASIS FOR FUNDING TECHNICAL EDUCATION

In his monthly report from the Kansas Postsecondary Technical Education Authority, Vice President Flanders focused on the Authority's recommendation of a tiered cost model as the basis for funding technical education. He noted the legislative directive to the Authority to develop and recommend to the Board of Regents a credit hour funding distribution formula for postsecondary technical education training programs that is tiered to recognize and support cost differentials in providing high-demand, high-tech training, considers target industries critical to the Kansas economy, responds to program growth, and includes other factors and considerations as deemed necessary or advisable.

At the direction of the Authority, Board staff has been working with institutions delivering technical education to develop a new approach to state funding. At this point, all courses have transitioned from clock hour to credit hour, the design for a tiered cost model has been developed, and work has been done to build the data system to support a new approach. Dr. Flanders reported that the new funding approach is based on the cost of delivery of a technical education course. The components considered as a part of the cost were instructor costs, extraordinary costs, and indirect costs.

Regent Boettcher moved, followed by the second of Regent Perkins, to adopt the proposed concept of tiered cost model for technical education courses. Discussion followed. The motion carried. Listed below are the tiered components and details included in the current proposal:

- Instructor Costs. Program tier rates were based on an analysis of direct instructional costs as reported in the Kansas Study. The Kansas Study, originally funded through a federal grant, is a national instructional cost study conducted annually by Johnson County Community College. This study is similar to the Delaware Study, a study that collects cost information from universities. Using the classification of instructional programs (CIP) code for each program, staff identified categories based on average direct costs -- faculty salaries. A typical standard deviation model is used to identify six "tiers" of direct instructor costs for technical education programs. The rate for each tier is based on the average cost of the programs in that tier. Based on the data (AY05-06) used to design the model, the tier rates would be as follows:
 - Tier 1 \$ 85
 - Tier 2 \$118
 - Tier 3 \$123
 - Tier 4 \$139
 - Tier 5 \$150
 - Tier 6 \$205

- Extraordinary Costs. Instruction in most technical programs typically provides intensive, hands-on learning opportunities for students to acquire and perfect technical skills to meet the workforce needs of business and industry. As a result, many technical programs require additional supplies, materials and expensive equipment. To assist in determining a state rate for extraordinary costs, institutions were asked to submit five years of actual expenditure data reflecting these types of expenses for specific technical program areas. Staff then grouped the identified extraordinary program costs into categories based on the information received. Based on the data used in the design of the model, the rates for extraordinary costs would be as follows:
 - High Cost \$100
 - Medium Cost \$ 50
 - Low Cost \$ 25
 - None \$ 0

- Indirect Costs. This category includes the overhead costs associated with administration, facilities, maintenance and student support services incurred by an institution in the delivery of technical education programs. The amount for indirect costs was based on information contained in the annual Kansas Community Colleges Enrollment and Financial Statistics Report (43.5% of instructional costs) and the Tier 3 program rate ($\$123 * .435$) to establish a \$53.50 indirect cost rate for each technical credit hour delivered.

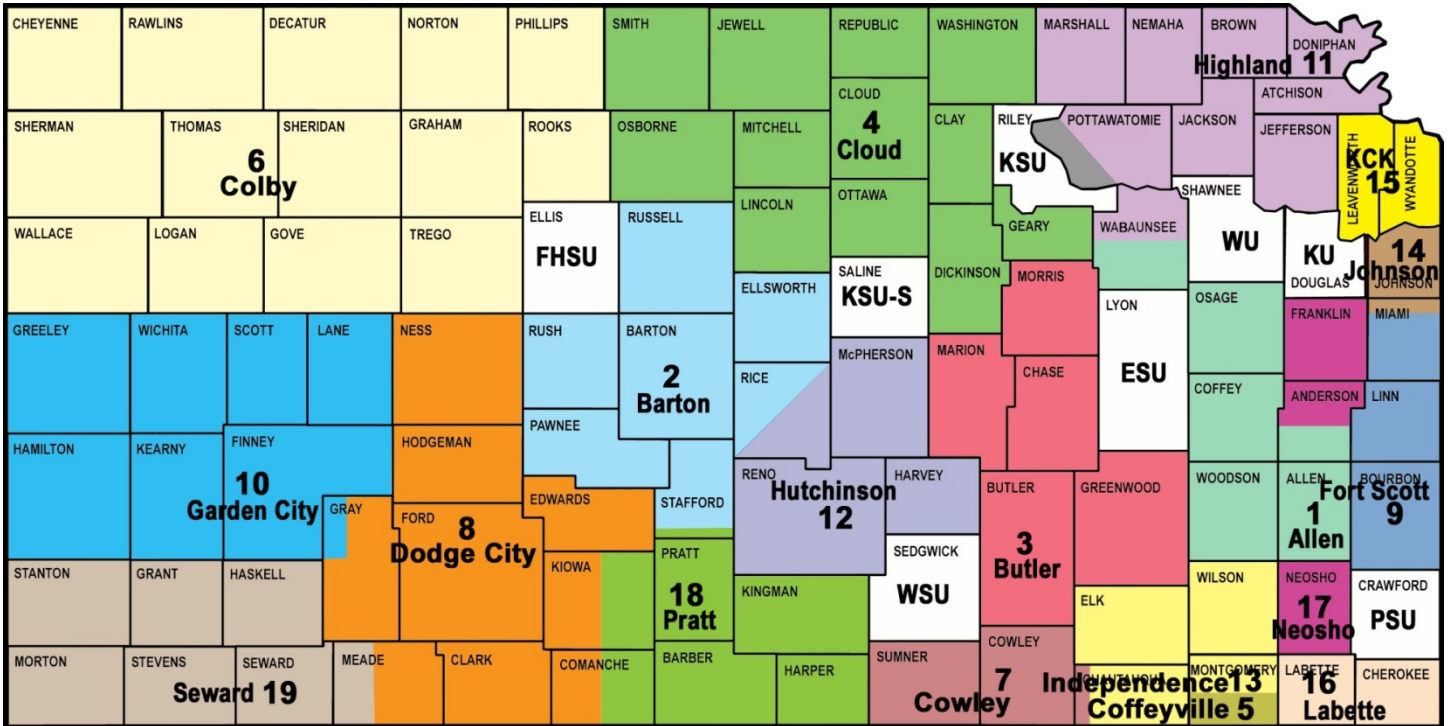
POLICY AMENDMENT RELATED TO COMMUNITY COLLEGE SERVICE AREAS

General Counsel Julene Miller advised the Board of legislation enacted in 2009 to permit community colleges to purchase real property outside their “community college district” (taxing district), but within their assigned “service areas.” To comply with the definition of “service area,” Ms. Miller recommended that the Board adopt the Kansas Community Colleges and Service Areas for Kansas Community Colleges map to illustrate the specific service areas that have been in effect for use by community colleges.

Discussion followed regarding the unassigned area in Pottawatomie County. It was noted that the map was reviewed and endorsed by the Board in 2003. Regent Downey-Schmidt proposed that the Board revisit the topic, either through the Committee structure or the retreat.

Regent Downey-Schmidt moved that the map currently in use be adopted for incorporation in the Board Policy Manual, Chapter IV, Section 27. Following the second of Regent Sherrer, the motion carried.

Kansas Community Colleges and Service Areas for Kansas Community Colleges



- | | |
|--|---|
| <ul style="list-style-type: none"> 1. Allen County Community College, Iola 2. Barton County Community College, Great Bend 3. Butler County Community College, El Dorado 4. Cloud County Community College, Concordia 5. Coffeyville Community College, Coffeyville 6. Colby Community College, Colby 7. Cowley County Community College, Arkansas City 8. Dodge City Community College, Dodge City 9. Fort Scott Community College, Fort Scott 10. Garden City Community College, Garden City 11. Highland Community College, Highland | <ul style="list-style-type: none"> 12. Hutchinson Community College, Hutchinson 13. Independence Community College, Independence 14. Johnson County Community College, Overland Park 15. Kansas City Kansas Community College, Kansas City 16. Labette Community College, Parsons 17. Neosho County Community College, Chanute 18. Pratt Community College, Pratt 19. Seward County Community College/Area Technical School, Liberal <hr/> <ul style="list-style-type: none"> State Universities/Washburn Unassigned |
|--|---|

RECESS

Chairman Shank recessed the meeting at 3:50 p.m., to resume the following day 8:30 a.m.

RECONVENE

Chairman Shank reconvened the meeting at 8:30 a.m.

MEMBERS PRESENT:

Donna Shank, Chairman
Jill Docking, Vice Chairman
Jerry Boettcher
Christine Downey-Schmidt
Dick Hedges
Dan Lykins
Janie Perkins
Gary Sherrer
Bill Thornton

TRIBUTE TO RETIRING CEOs

Continuing her tribute to President Wefald, President Bryant, and Chancellor Hemenway, Chairman Shank honored the three outgoing chief executive officers and entertained the audience with video clips of their respective university activities.

AMEND AGENDA

Chairman Shank amended the agenda to insert consideration of the Memorandum of Agreement between Kansas State University and the National Bio and Agro-Defense Facility as number 1 under Other Matters, with appropriate renumbering.

APPROVE MINUTES

Regent Sherrer moved that the minutes of the Special Board meeting held on Friday, June 19, 2009, be approved. Following the second of Regent Thornton, the motion carried.

INTRODUCTIONS

President Bryant introduced Dr. Ananda Jayawardhana, who will serve as the University Faculty Senate President for the upcoming year. He will be assisted by Dr. Barbara McClaskey, President-Elect. Dr. Bryant also introduced Student Government Association representatives Andrea Cole, President, and Samantha Heady, Vice President.

REPORTS**REPORT FROM COUNCIL OF PRESIDENTS**

President Beggs briefed the Board on the Council of Presidents' meeting held the previous day. The Council of Chief Academic Officers reported to COPs approval for a Master of Education in

Teaching at Emporia State University, a Bachelor of Business Administration at the University of Kansas, and a Master of Science in Education-Education Technology at the University of Kansas. COCAO also considered requests from Pittsburg State University for a name change to a Minor in Industrial Safety to Safety, Health and Environmental Management, a change in emphasis from Technology Facilitator: Educational and Industrial Setting to Technology Integration Specialist within the existing degree of M.S. in Educational Technology Department in the College of Business and Leadership, and a deletion of the Human Resource Development emphasis within the existing Bachelor of Applied Science in Technology degree. COCAO discussed the draft responses to the five questions and expects to have a final response to President Robinson in mid-July.

At its recent meeting, the Council of Business Officers discussed stimulus funding, carryover balances, notices to unclassified staff to reflect potential future budget reductions, renewal of property insurance policy, and tax credits. President Hammond directed the Council of Business Officers to review the tax credit provisions.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Dr. Jeff Burnett, Chair of the Council of Faculty Senate Presidents, reported discussion related to salary recruitment and retention, and the faculty salary survey. Plans are to focus on those items in the future.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

SAC Chairman Zach Gearhart reported that the students will hold a retreat on July 25. The Committee discussed preliminary goals, clear communication paths with Regents, constituent groups on campus and the Councils, clear objectives for the Kansas Corps, and feedback to students related to enrolling and dropping a class.

APPROVAL OF CONSENT AGENDA

Regent Downey-Schmidt moved, followed by the second of Regent Perkins, that the Consent Agenda be adopted. The motion carried and the following received approval:

Academic Affairs

APPROVAL OF BACHELOR OF SCIENCE IN THE SCHOOL OF BUSINESS IN FINANCE (52.0801) - ESU

Emporia State University received approval to offer a Bachelor of Science in the School of Business in Finance. The program will be funded through internal reallocation.

Fiscal Affairs and Audit

FY 2009 REHABILITATION & REPAIRS PROJECT LIST – KU

Approval was given to the University of Kansas to amend its FY 2009 Rehabilitation and Repairs project list to include replacing artificial turf at a cost

of \$950,000 and replacing the scoreboard at a cost of \$2,100, Memorial Stadium. Both projects will be funded with Kansas Athletics funds.

CONSTRUCTION OF ADDITION TO STRUCTURAL BIOLOGY CENTER – KU

The University of Kansas was authorized to construct a 13,500 GSF addition to the Structural Biology Center on the Lawrence West Campus at a total cost of \$6,000,000. The entire project will be funded through a grant available from the National Institute of Health/Federal ARRA stimulus funds. Future maintenance and operating costs will be funded by the KU Center for Research, Inc.

TRANSFER OF PROPERTY OWNERSHIP TO THE KANSAS UNIVERSITY ENDOWMENT ASSOCIATION – KU

Approval was given to the University of Kansas to transfer ownership of property to the Kansas University Endowment Association, pursuant to K.S.A. 74-3254. Any revenue generated from the property will be used as the donor directed, for scholarships, professorships, etc. The following land will be transferred:

- From the estate of Gary Edward Gregg to KU (2008)
Legal Description: The Northwest Quarter (NW/4) of Section Seven (7), Township Twenty-seven (27) South, Range Thirty-one (31) West of the 6th P.M. 160 acres more or less in Haskell County, Kansas.
- From the estate of Dessie B. Cox to KUMC (2003)
Legal Description: The Southeast Quarter (SE/4) of Section Eighteen (18), Township Nineteen (19) South, Range Thirty-Five (35) West of the 6th P.M. 160 acres more or less in Wichita County, Kansas.
- From the estate of Edwina Trigg to KU (1963)
Legal Description: Section Eight (8), Township Seventeen (17) South, Range Thirty-nine (39) West of the 6th P.M. 640 acres more or less in Greeley County, Kansas.
- From the estate of J. L. Porter to KU (1917)
Legal Description: The Northeast Quarter (NE/4) of Section 22, Township Sixteen (16) South, Range Twenty-two (22) East of the 6th P.M. 160 acres more or less in Miami County, Kansas.
- From the estate of Daisy H. Miller to KUMC (1987)
Legal Description: The Southeast Quarter (SE/4) of Section Nineteen (19), Township Three (3) South, Range Thirty-four (34) West of the 6th P.M. 160 acres more or less in Rawlins County, Kansas.

Legal Description: The Northwest Quarter (NW/4) of Section Sixteen (16), Township Three (3) South, Range Thirty-six (36) West of the 6th P.M. 160 acres more or less in Rawlins County, Kansas.

Legal Description: Section Eleven (11), Township Six (6) South, Range Thirty-eight (38) West of the 6th P.M. 640 acres more or less in Sherman County, Kansas.

- From the estate of Dorris Carey to KU (1986)

Legal Description: The South Half (S/2) of the Southwest Quarter (SW/4) of Section Twenty-nine (29), Township Twenty-one (21) South, Range Eight (8) West of the 6th P.M. 80 acres more or less in Rice County, Kansas.

Legal Description: The Southeast Quarter (SE/4) of Section Nine (9), Township Twenty-nine (29) South, Range Three (3) East of the 6th P.M. 160 acres more or less in Butler County, Kansas.

Legal Description: The South Half (S/2) of Section Twenty-three (23), Township Twenty-five (25) South, Range Seventeen (17) West of the 6th P.M. 320 acres more or less in Edwards County, Kansas.

Legal Description: The East Half (E2) of Section Twenty-one (21), Township Twenty-two (22) South, Range Fifteen (15) West of the 6th P.M. 320 acres more or less in Pawnee County, Kansas.

Legal Description: Section Thirty-two (32), Township Twenty-eight (28) South, Range Twenty-five (25) West of the 6th P.M. 640 acres more or less in Ford County, Kansas.

Legal Description: The Southeast Quarter (SE/4) of Section Eighteen (18), Township Twenty-four (24) South, Range Eleven (11) West of the 6th P.M. 160 acres more or less in Stafford County, Kansas.

Legal Description: The Southeast Quarter (SE/4) of Section Ten (10), Township Twenty-five (25) South, Range Thirteen (13) West of the 6th P.M. 160 acres more or less in Stafford County, Kansas.

Legal Description: The Southwest Quarter (SW/4) of the Southeast Quarter (SE/4) and the South Six acres of the Northwest Quarter (NW/4) of the Southeast Quarter (SE/4) of Section Twenty-nine (29), Township Twenty-four (24) South, Range Eleven (11) West of the 6th P.M. 46 acres more or less in Stafford County, Kansas.

Legal Description: The Southwest Quarter (SW/4) of Section Twelve (12), Township Twenty-five (25) South, Range Thirteen (13) West of the 6th P.M. 160 acres more or less in Stafford County, Kansas.

- From the estate of Evelyn Thompson to KU (2004)
Legal Description: An undivided one-half (1/2) interest in the Northwest Quarter (NW/4) of Section Twenty-seven (27), Township Six (6) North, Range Ten (10) West of the Indian Meridian, Caddo County, Oklahoma, together with all of the undivided interest in the oil, gas, and other minerals and mineral rights in and under or that may be produced from said premises which are owned by Grantor, and SUBJECT, however to a life estate in and to an undivided one-third (1/3) interest reserved unto Nellie H. Thompson.
- From the estate of Orlin Weede to KU (1985)
Legal Description: An undivided one-half (1/2) interest in the oil, gas and other minerals in, on and under Section Seven (7), and the West Half (W/2) of Section Eight (8), all in Township Three (3) North, Range Eleven (11), East of the Cimarron Meridian; and An undivided thirty-one sixty-fourths (31/64) interest in the oil, gas and other minerals in, on and under the Northeast Quarter (NE/4) of Section Eighteen (18), Township Three (3) North, Range Eleven (11), East of the Cimarron Meridian in Texas County, Oklahoma.

FY 2009 FEDERAL (ARRA) STATE FISCAL STABILIZATION FUNDS – KUMC

The University of Kansas received approval to amend its list of projects funded from the FY 2009 Federal ARRA State Fiscal Stabilization funds to include repair of the electrical switchgear at the School of Medicine in Wichita and repair of KUMC Building 30. Previously approved projects of elevator refurbishment in the Lied Center and roof replacement on Wescoe C will be funded from other sources in the future.

PURCHASE OF REAL PROPERTY/1808 S. JOPLIN STREET – PSU

Approval was given to Pittsburg State University to purchase real property adjacent to the main campus. The six-plex apartment building on the property will be razed and the land converted to campus parking. The purchase price will be negotiated at no more than \$225,000 and will be paid from parking bonds approved by the Board in March 2008, which will be issued in FY 2009. Final acquisition is contingent on Board staff approval, which is expected to occur during FY 2010. The land is described more specifically as:

Charles T. Imel and Denise A. Imel – 1808 S. Joplin Street, Pittsburg, KS

Legal Description: The South One Hundred Twenty Five (125) feet of Lots Number Two (2) and Four (4) in Block Number One (1) in Ball's Addition to the City of Pittsburg, Crawford County, Kansas, according to the recorded Plat thereof,

EXCEPT the South Sixty One and Sixty Five Hundredths (61.65) feet of said Lots Two (2) and Four (4).

PURCHASE OF REAL PROPERTY/311 E. FORD STREET – PSU

Pittsburg State University received approval to purchase property adjacent to the main campus. The six-plex apartment building on the property will be razed and the land converted to campus parking. The purchase will be made from parking bond proceeds, which will be issued in FY 09, as approved by the Board at its March 2008 meeting. The purchase price will be negotiated at no more than \$225,000 and final acquisition is contingent on Board staff approval, which is expected to occur during FY 2010. The land is more specifically described as:

Douglas R. Barto and Barbara J. Barto – 311 E. Ford Street, Pittsburg, KS

Legal Description: The South Sixty One and Sixty Five Hundredths (61.65) feet of Lots Number Two (2) and Four (4) in Block Number One (1) in Ball's Addition to the City of Pittsburg, Crawford County, Kansas, according to the recorded Plat thereof.

ENERGY PERFORMANCE CONTRACT – KSU

Kansas State University received approval to proceed with an energy performance contract with Johnson Controls, Inc (ESCO). This contract is expected to result in savings that total \$10,830,427 over a 20-year period. In addition to electrical savings, ESCO will help KSU develop wells for landscape irrigation to reduce potable water costs.

NOTICE OF KOIC INTENT TO ISSUE REVENUE BONDS – KSU

Notification was provided by K-State Olathe Innovation Campus, Inc. (KOIC) of its intent to seek issuance of revenue bonds to construct the National Food Safety and Animal Health Institute in Olathe. The \$30 million 103,000 square foot Institute will be constructed by KOIC on land donated to it by the city of Olathe. The Kansas Development Finance Authority will issue revenue bonds on behalf of KOIC for the purpose of providing the \$30 million for facility construction costs. JCERT funds will be used for debt service that is currently estimated to be \$2.8 million per year for 30 years. The building program statement and KOIC budget were approved at the May Board meeting.

CONSIDERATION OF DISCUSSION AGENDA**Academic Affairs****MODIFY THE KANSAS BOARD OF REGENTS POLICY MANUAL/ACADEMIC CALENDAR**

Regent Docking moved that the request to amend the Board's Academic Calendar policy be approved. Following the second of Regent Thornton, the motion carried. The policy amendment located in Chapter 2 of the Board's Policy Manual, D. Academic Affairs, is as follows:

1. ACADEMIC CALENDAR

- a. The Academic Calendar of each institution under the jurisdiction of the Board shall provide for an academic year minimally consisting of two sixteen week semesters totaling ~~150 instructional days~~ *no fewer than 146 instructional days* plus five final exam days each semester.
- b. Each Regents university shall file a three-year Academic Calendar adhering to holidays and breaks approved by the Board. Each institution shall follow the calendar as approved by the Board. Any deviation for reasons other than natural disasters or national emergencies must have prior approval of the Board.

SEARCH FOR WICHITA STATE UNIVERSITY REGENTS DISTINGUISHED PROFESSOR OF PUBLIC FINANCE

Regent Perkins moved, followed by the second of Regent Hedges, to authorize Wichita State University to conduct a search to fill the Regents Distinguished Professor position recently vacated by Dr. W. Bart Hildreth, Regents Distinguished Professor of Public Finance. The motion carried.

STATE UNIVERSITY QUALIFIED ADMISSIONS REGULATION AMENDMENTS

General Counsel Miller provided an overview of the amendments proposed for the qualified admissions administrative regulations. Regent Perkins moved, followed by the second of Regent Hedges, that the proposed regulations be adopted. A roll call vote was taken with the following affirmative votes: Regents Shank, Docking, Boettcher, Downey-Schmidt, Hedges, Lykins, Perkins, Sherrer and Thornton. The motion carried.

(Changes to Administrative Regulations Filed with Official Minutes)

Fiscal Affairs and Audit

POLICY RELATED TO MANAGEMENT AUDIT

Regent Sherrer moved that the Board of Regents ask Emporia State University, Fort Hays State University, and Wichita State University to conduct management-type reviews within the parameters of those conducted at Kansas State University, the University of Kansas, and Pittsburg State University, and that the Board direct the Fiscal Affairs and Audit Committee to develop a policy to establish a regular and ongoing review process for the six state universities and bring the policy back to the Board for final action. The motion was seconded by Regent Perkins. The motion carried.

DISTRIBUTION OF FY 2010 ARRA/SFSF APPROPRIATIONS TO INDIVIDUAL STATE UNIVERSITIES

Vice President Duffy introduced discussion related to distribution of funds from the Federal American Recovery and Reinvestment Act of 2009. Those funds total \$9.6 million in FY 2009 and \$40 million in FY 2010 for the Regents system. She noted that the Board previously voted to designate 100 percent of the state university FY 2009 dollars for deferred maintenance projects. With the Governor's veto of a legislative provision that would have required FY 2010

funds also to be used solely for deferred maintenance, Ms. Duffy noted that the Board has authority to determine how to use those funds, within the parameters of the federal law. The state university total for FY 2010 is \$32.2 million. She presented three options to consider for the use of the funds.

Following some comments, Regent Sherrer moved to use two-third of the \$32 million for deferred maintenance distributed to the universities based on the deferred maintenance “adjusted square footage” methodology and one-third for tuition mitigation. The motion was seconded by Regent Boettcher. Discussion followed.

Regent Downey-Schmidt moved to present a substitute motion to use the combined funds for FY 2009/FY 2010 with one-third of the total being designated for tuition mitigation and two-thirds for deferred maintenance. Following the second of Regent Perkins, the motion carried.

RECESS

Chairman Shank recessed the meeting at 10:10 a.m. The meeting resumed at 10:25 a.m.

FY 2010 TUITION AND FEE PROPOSALS FOR STATE UNIVERSITIES

Regent Docking summarized previous tuition discussions, the Board’s proposal to the Governor, and an update on more recent budget shortfalls. She noted four categories of rate increases for Board action.

Proposed Change to Tuition Structure – PSU

Regent Sherrer moved that Pittsburg State University be permitted to change its assessment of graduate tuition to adjust the part-time tuition structure so that full fees will only apply to those students enrolled in nine hours or more each semester. Following the second of Regent Perkins, the motion carried.

Proposed Adjustment to Required Student Fees and KU Housing Fees

Regent Hedges moved that the proposed adjustments to the required student fees and KU housing fees be approved. With the second of Regent Downey-Schmidt, the motion carried.

Course Fees

Regent Lykins moved, followed by the second of Regent Thornton, that the proposed course fee rates be approved. The motion carried.

(Proposals for Specific Fees Filed with Official Minutes)

FY 2010 Tuition and Required Campus Fee Rates Applicable to All Students

Regent Docking continued with consideration of state university tuition rates proposed for each of the state universities. Discussion followed in which consensus was to consider the revised tuition proposals presented by Emporia State University, the University of Kansas, and Wichita State University.

Regent Thornton moved that the tuition increase proposed by Fort Hays State University be approved. With the second of Regent Perkins, the motion carried.

Regent Sherrer moved, followed by the second of Regent Thornton, that the Pittsburg State University tuition proposal be approved. The motion carried.

Regent Downey-Schmidt moved that the Emporia State University revised tuition proposal be approved. Following the second of Regent Sherrer, the motion carried.

Regent Hedges moved that the revised tuition proposal from Wichita State University be approved. With the second of Regent Downey-Schmidt, the motion carried.

Regent Sherrer moved, followed by the second of Regent Perkins, that the Kansas State University tuition proposal be approved. The motion carried.

Regent Downey-Schmidt moved that the University of Kansas revised tuition proposal be approved. Following the second of Regent Lykins, the motion carried.

The tuition and fees approved are as follows:

TABLE I
STATE UNIVERSITIES' TUITION RATES, BOARD APPROVED, JUNE 25, 2009
(TUITION ONLY, EXCLUDES REQUIRED STUDENT FEES)

FY 2010 TUITION FOR FULLTIME UNDERGRADUATE STUDENTS, PER SEMESTER¹

	KU (Standard)	KU (Compact) ²	KSU	KSU-Salina	WSU	ESU	PSU	FHSU
Resident Undergraduate								
FY 2009 Approved Tuition	\$3,097.50	\$3,438.75	\$2,977.05	\$2,812.50	\$2,072.25	\$1,647.00	\$1,710.00	\$1,370.25
FY 2010 Proposed Tuition	3,283.50	3,679.50	\$3,093.00	\$2,922.00	\$2,248.50	\$1,713.00	\$1,826.00	\$1,473.00
Proposed \$ Increase	\$186.00	\$240.75	\$115.95	\$109.50	\$176.25	\$66.00	\$116.00	\$102.75
Proposed % Increase	6.0%	7.0%	3.9%	3.9%	8.5%	4.0%	6.8%	7.5%
Non-resident Undergraduate								
FY 2009 Approved Tuition	\$8,136.00	\$9,030.75	\$8,129.25	\$7,680.00	\$5,910.75	\$5,903.00	\$5,837.00	\$5,162.25
FY 2010 Proposed Tuition	\$8,625.00	\$9,663.75	\$8,446.50	\$7,980.00	\$6,265.50	\$6,315.00	\$6,088.00	\$5,549.25
Proposed \$ Increase	\$489.00	\$633.00	\$317.25	\$300.00	\$354.75	\$412.00	\$251.00	\$387.00
Proposed % Increase	6.0%	7.0%	3.9%	3.9%	6.0%	7.0%	4.3%	7.5%

FY 2010 TUITION FOR FULLTIME GRADUATE STUDENTS, PER SEMESTER³

	KU	KU-Med. School	KSU	KSU-Vet. School	WSU	ESU	PSU	FHSU
Resident Graduate								
FY 2009 Approved Tuition	\$3,061.20	\$11,861.40	\$3,232.80	\$8,200.00	\$2,304.60	\$1,988.00	\$1,990.00	\$1,638.00
FY 2010 Proposed Tuition	\$3246.00	\$12,573.10	\$3,358.80	\$8,520.00	\$2,500.20	\$2,077.00	\$2,106.00	\$1,761.00
Proposed \$ Increase	\$184.80	\$711.70	\$126.00	\$320.00	\$195.60	\$89.00	\$116.00	\$123.00
Proposed % Increase	6.0%	6.0%	3.9%	3.9%	8.5%	4.5%	5.8%	7.5%
Non-resident Graduate								
FY 2009 Approved Tuition	\$7,314.60	\$21,035.10	\$7,437.00	\$19,300.00	\$6,713.40	\$6,014.00	\$5,514.00	\$4,854.00
FY 2010 Proposed Tuition	\$7,755.00	\$22,297.20	\$7,726.80	\$20,052.00	\$7,116.00	\$6,432.00	\$5,765.00	\$5,218.20
Proposed \$ Increase	\$440.40	\$1,262.10	\$289.80	\$752.00	\$402.60	\$418.00	\$251.00	\$364.20
Proposed % Increase	6.0%	6.0%	3.9%	3.9%	6.0%	7.0%	4.6%	7.5%

NOTES:

¹ Tuition rates for full-time undergraduate students are based upon 15 credit hours.

² Compact tuition rates are for first-time, degree-seeking KU freshmen only. The proposed FY 2010 Compact Tuition Rates are for KU freshmen entering KU in Fall 2009, and would be fixed for FY 2010 through FY 2013. Approved FY 2009 rates are from FY 2009-FY 2012 Compact.

TABLE II
STATE UNIVERSITIES' TUITION RATES AND REQUIRED STUDENT FEES, BOARD APPROVED, JUNE 25, 2009
(INCLUDES REQUIRED STUDENT FEES)

FY 2010 TUITION AND REQUIRED FEES FOR FULLTIME UNDERGRADUATE STUDENTS, PER SEMESTER¹

	KU Lawrence (Standard)	KU Lawrence (Compact) ²	KSU	KSU-Salina	WSU	ESU	PSU	FHSU
Resident Undergraduate								
FY 2009 Approved Tuition and Fees	\$3,520.85	\$3,862.10	\$3,313.65	\$3,111.66	\$2,542.25	\$2,068.00	\$2,161.00	\$1,770.00
FY 2010 Proposed Tuition and Fees	\$3,706.85	4,102.85	\$3,434.75	\$3,221.16	\$2,733.50	\$2,187.00	\$2,296.00	\$1,881.00
Proposed \$ Increase	\$186.00	\$240.75	\$121.10	\$109.50	\$191.25	\$119.00	\$135.00	\$111.00
Proposed % Increase	5.3%	6.2%	3.7%	3.5%	7.5%	5.8%	6.2%	6.3%
Non-resident Undergraduate								
FY 2009 Approved Tuition and Fees	\$8,559.35	\$9,454.10	\$8,465.85	\$7,979.16	\$6,380.75	\$6,324.00	\$6,288.00	\$5,562.00
FY 2010 Proposed Tuition and Fees	\$9,048.35	\$10,087.10	\$8,788.25	\$8,279.16	\$6,750.50	\$6,789.00	\$6,558.00	\$5,957.25
Proposed \$ Increase	\$489.00	\$633.00	\$322.40	\$300.00	\$369.75	\$465.00	\$270.00	\$395.25
Proposed % Increase	5.7%	6.7%	3.8%	3.8%	5.8%	7.4%	4.3%	7.1%

FY 2010 TUITION AND REQUIRED FEES FOR FULLTIME GRADUATE STUDENTS, PER SEMESTER³

	KU Lawrence	KU-Med. School	KSU	KSU-Vet. School	WSU	ESU	PSU	FHSU
Resident Graduate								
FY 2009 Approved Tuition and Fees	\$3,484.55	\$12,099.76	\$3,569.40	\$8,536.60	\$2,684.00	\$2,409.00	\$2,441.00	\$1,957.80
FY 2010 Proposed Tuition and Fees	\$3,669.35	\$12,817.96	\$3,700.55	\$8,861.75	\$2,891.60	\$2,551.00	\$2,576.00	\$2,087.40
Proposed \$ Increase	\$184.80	\$718.20	\$131.15	\$325.15	\$207.60	\$142.00	\$135.00	\$129.60
Proposed % Increase	5.3%	5.9%	3.7%	3.8%	7.7%	5.9%	5.4%	6.6%
Non-resident Graduate								
FY 2009 Approved Tuition and Fees	\$7,737.95	\$21,273.46	\$7,773.60	\$19,636.60	\$7,092.80	\$6,435.00	\$5,965.00	\$5,173.80
FY 2010 Proposed Tuition and Fees	\$8,178.35	\$22,542.06	\$8,068.55	\$20,393.75	\$7,507.40	\$6,906.00	\$6,235.00	\$5,544.60
Proposed \$ Increase	\$440.40	\$1,268.60	\$294.95	\$757.15	\$414.60	\$471.00	\$270.00	\$370.80
Proposed % Increase	5.7%	6.0%	3.8%	3.9%	5.8%	7.3%	4.5%	7.2%

NOTES:

¹ Tuition rates for full-time, undergraduate students are based upon 15 credit hours.

² Compact tuition rates are for first-time, degree-seeking KU freshmen only. The proposed FY 2010 Compact Tuition Rates are for KU freshmen entering KU in Fall 2009, and would be fixed for FY 2010 through FY 2013. Approved FY 2009 rates are from FY 2009-FY 2012 Compact.

³ Tuition rates for full-time graduate students are based upon 12 credit hours, except medical students (semester rate) and veterinary medical students (20 credit hours)

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

Vice President Duffy presented the Board staff recommendation for projects to be included in the FY 2008 – 2012 maintenance plan. Regent Hedges moved, with the second of Regent Perkins, that the FY 2008 – 2012 maintenance plan be adopted. The motion carried.

(Approved 5-Year Plans Filed with Official Minutes)

AMENDMENTS TO MEMORANDUM OF AGREEMENT WITH PSU/KNEA – PSU

Proposed changes to the Pittsburg State University Memorandum Agreement with PSU/KNEA were highlighted by General Counsel Miller. The proposed change to the Agreement is in the Salaries section. There will be no increase in the base salary, but an increase from \$45,500 to \$54,500 has been proposed for promotions. Regent Hedges moved to approve the amended Memorandum of Agreement. Following the second of Regent Thornton, the motion carried.

Other Matters

MEMORANDUM AGREEMENT BETWEEN KANSAS STATE UNIVERSITY AND NBAF

Kansas State University requested consideration of a transfer of land to be used as the site for the National Bio and Agro-Defense Facility (NBAF). General Counsel Miller reported that, subject to minor tweaking, the Agreement is ready for approval and requested the Board Chair and President be authorized to sign the document on completion. Regent Perkins moved, followed by the second of Regent Thornton, to approve the Memorandum of Agreement related to the gift of real property by quitclaim deed, as the site for the National Bio and Agro-Defense Facility when finalized. The motion carried.

FY 2010 BOARD CHAIR AND VICE CHAIR

Regent Perkins moved that Regent Gary Sherrer be nominated to serve as Vice Chairman of the Board for FY 2010. Following the second of Regent Downey-Schmidt, the motion carried.

Regent Shank moved that Regent Jill Docking be elected Chairman. With the second of Regent Lykins, the motion carried.

ADJOURNMENT

Chairman Docking adjourned the meeting at 11:45 a.m.

Reginald L. Robinson, President and CEO

Jill S. Docking, Chair-Elect