

KANSAS BOARD OF REGENTS

MINUTES

November 19, 2014

The November 19, 2014, meeting of the Kansas Board of Regents was called to order by Chairman Kenny Wilk at 1:30 p.m. The meeting was held in the Board Office located in the Curtis State Office Building, 1000 S.W. Jackson, Suite 520, Topeka. Proper notice was given according to law.

MEMBERS PRESENT:

Kenny Wilk, Chairman
Shane Bangerter, Vice Chairman
Joe Bain
Ann Brandau-Murguia
Bill Feuerborn
Fred Logan
Robba Moran
Zoe Newton
Helen Van Etten

APPROVAL OF MINUTES

Regent Logan moved that the minutes of the October 15-16, 2014 meeting be approved. Following the second of Regent Moran, the motion carried.

INTRODUCTIONS

President Bardo stated this year Wichita State University's School of Art, Design and Creative Industries is displaying artwork in the Kansas Board of Regents Office. He introduced the following participating artists and organizers of the exhibit: Rodney Miller, Dean of the College of Fine Arts; Ted Adler, Associate Professor of Ceramics; Robert Bubb, Associate Professor of Painting and Drawing; Jennifer Ray, Assistant Professor of Photo; Larry Schwarm, Distinguished Professor of Photo Media; Levente Sulyok, Associate Professor of Painting and Drawing; Lindsey Devries, Coordinator of External Affairs; and Royce Smith, Associate Professor and Director of the School of Art and Design. Dr. Smith spoke about the College of Fine Arts and its vision for the future.

(PowerPoint filed with Official Minutes)

GENERAL REPORTS

REPORT FROM CHAIR

Chairman Wilk thanked the artists and organizers from Wichita State University. He also reported the Regents had an excellent visit at the University of Kansas' Lawrence campus last week.

Regent Logan congratulated President Schulz' son, Andrew Schulz, for being selected as a Top Ten Freshmen at Oklahoma State University.

REPORT FROM PRESIDENT AND CEO

President Tompkins introduced the Board's new Director of Government Relations, Matt Casey. He reported that Matt's official start date is Monday, December 8.

REPORT FROM SYSTEM COUNCIL OF PRESIDENTS

President Heilman presented the System Council of Presidents' report. Elaine Frisbie, the Board's Vice President for Finance and Administration, gave an overview of the FY 2015 and FY 2016 state budget outlook. The Council received a report from the System Council of Chief Academic Officers and an update on the reverse transfer process. President Tompkins updated the Council on the work being done on the performance funding model framework. President Heilman reported there was full consensus of the Council on putting forward the framework as presented by President Tompkins. Additionally, the Council received an overview of the state election outcomes.

REPORT FROM COUNCIL OF PRESIDENTS

President Bardo presented the Council of Presidents' report. The Council received reports from the Council of Chief Academic Officers, the Council of Business Officers, the Council of Government Relations Officers, and the Council of Student Affairs Officers. The CEOs approved a request by the Academic Officers to designate Fred Woodward as Director Emeritus of the University Press of Kansas.

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

The Council of Faculty Senate Presidents' report was presented by Dr. Mehmet Barut. The Council discussed the proposed amendment to eliminate the requirement to conduct a student referendum when using tuition dollars for debt service on health and academic buildings in K.S.A. 76-742. The Faculty have concerns about reducing the money available for academic programs in order to build buildings. The Faculty also have concerns about the comments Speaker of the House, Ray Merrick, made with regard to state employees.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

Reagan Kays presented the Students' Advisory Committee's report. He stated the Committee opposes the amendment to K.S.A. 76-742 regarding eliminating the need for a student referendum when using tuition dollars for debt service on health and academic buildings. The students want to keep tuition and fees in the referendum process. The proposed change states that there will be consultation with the student body leadership. The Committee believes the word "consultation" is too vague, and the student body leaders are not comfortable with being the only voice in this matter. The Committee believes all students should have a voice about how their tuition and fees are used. Additionally, the Committee believes the cost to conduct a referendum is low because they are usually done at the same time as the student body elections, and the ability of students to voice their opinion through the referendum process far outweighs the cost to conduct a referendum. Mr. Kays also reported all six state university student governments passed resolutions opposing this amendment, and presented them to the Board.

(Resolutions filed with Official Minutes)

STANDING COMMITTEE AND OTHER REPORTS**ACADEMIC AFFAIRS**

Regent Moran presented the Board Academic Affairs Standing Committee report. Regent Moran reported the Midwestern Higher Education Compact approved Kansas to join the Midwestern State Authorization Reciprocity Agreement (SARA). The Kansas Board of Regents will serve as the state “portal” agency for SARA. Kansas is now 1 of 17 states that has reciprocity, which should reduce costs to institutions that wish to participate. The Committee discussed the changes to concurrent enrollment, which are being driven by the Higher Learning Commission. Additionally, the Committee discussed university 2 + 2 programs proposed for articulation with all 19 community colleges. One of the Board goals this year is to move forward with degree programs that articulate across the system. After discussions with the academic officers, the Committee believes the universities can build on their existing 2 + 2 programs. These programs are upfront with the students who want to obtain a bachelor degree by listing the courses that are required at the community college level and the university level.

Regent Moran moved to approve the two programs identified by each university for articulation with each of the 19 community colleges. Specific proposals for these 2 + 2 program articulations will be provided no later than the June meeting. Regent Van Etten seconded, and the motion carried. The following 2 + 2 programs were approved to move forward with the articulation process:

Emporia State University

1. Business
2. Elementary Education

Fort Hays State University

1. BGS General Studies
2. BSN Nursing

Kansas State University

1. Bachelor of Science in Interdisciplinary Social Science
2. Bachelor of Science in Technology Management

Pittsburg State University

1. Bachelor of Business Administration (BBA)
2. Teacher Licensure programs (BSE)

University of Kansas

1. BA in Psychology
2. Bachelor of Business Administration (BBA)

Wichita State University

1. Bachelor of Business Administration – General Business
2. Bachelor of Science in Criminal Justice

FISCAL AFFAIRS AND AUDIT

Regent Bangerter reported the Board Fiscal Affairs and Audit Standing Committee discussed the proposed FY 2016 Housing and Food Service Rates, the EPSCoR proposals, and Kansas State University's request to amend its FY 2016 Capital Improvements Plan to include the geosciences facility. All of these items are on the Board's agenda for consideration. Board staff also gave an overview of the capital budgeting process.

GOVERNANCE

Regent Wilk presented the Governance Committee's report. The Committee reviewed the Board's policy on State University CEO Compensation. At this time, the Committee is not recommending any changes to it. The Committee also discussed the process for connecting distinguished professors with Legislative Research. Staff will forward the proposed process to the Council of Chief Academic Officers and the Council of Presidents for review. The Committee also discussed the process for reporting on major state enhancements that the universities receive and reviewed the campus security reports in executive session.

APPROVAL OF CONSENT AGENDA

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

Academic Affairs

MASTER OF SCIENCE IN PERSONAL FINANCIAL PLANNING – KSU

Kansas State University received approval to offer a Master of Science in Personal Financial Planning. The program will be supported with state allocations and student tuition dollars.

ADDITIONAL DEGREE GRANTING AUTHORITY

Columbia College received authorization to offer a Bachelor of Science in Nursing (RN-BSN).

Sanford-Brown College – Online received authorization to offer a Bachelor of Science in Fashion Merchandising.

Grand Canyon University received authorization to offer the following degrees: 1) Bachelor of Arts in Government, 2) Master of Arts in Autism Spectrum Disorders, 3) Master of Arts in Reading, and 4) Master of Science in Organizational Growth and Sales.

Maryland University College received authorization to offer a Bachelor of Science in Software Development and Security.

Excelsior College received authorization to offer a Bachelor of Science in Cyber Operations and a Master of Science in Management.

American Public University received authorization to offer the following degrees: 1) Associate of Applied Science in Health Science, 2) Bachelor of Science in Cybersecurity, 3) Bachelor of Science in Electrical Engineering, 4) Master of Arts in Public Policy, 5) Master of Science in Cybersecurity, and 6) Master of Education in Teaching.

Maryville University received authorization to offer a Master of Occupational Therapy and a Doctor of Physical Therapy.

Western Governors University received authorization to offer a Bachelor of Science in Software Development, a Master of Accounting, and a Master of Science in Management and Leadership.

Full Sail University received authorization to offer an Associate of Science in Audio Production and a Bachelor of Science in Audio Production.

Ashford University received authorization to offer a Master of Accountancy and a Master of Arts in Psychology.

DELEGATION OF THE KANSAS ADMINISTRATIVE PROCEDURES ACT AUTHORITY

The Board authorized the Board's President and CEO to sign Summary Orders and the Board Chair to appoint individuals or committees or take such other action on behalf of the Board as deemed necessary or required by the Kansas Administrative Procedures Act, K.S.A. 77-501 *et seq.*

Fiscal Affairs & Audit

AMENDMENT TO THE FY 2016 CAPITAL IMPROVEMENTS PLAN AND ARCHITECTURAL PROGRAM STATEMENT FOR THE GEOSCIENCES FACILITY – KSU

Kansas State University received approval to amend its FY 2016 Capital Improvements Plan to include a new Geosciences Facility. The new facility will be 78,000 square feet. The estimated cost of the project is \$45.1 million. The University plans to raise approximately \$22 million in private funds and bond \$23.1 million. The Architectural Program Statement for the facility was also approved.

CONSIDERATION OF DISCUSSION AGENDA

Academic Affairs

KANSAS CENTER FOR CAREER AND TECHNICAL EDUCATION – PSU

Gary Alexander, Vice President for Academic Affairs, presented Pittsburg State University's request to establish the Kansas Center for Career and Technical Education. This Center will produce the number of high quality CTE teachers needed to meet the educational needs throughout

Kansas. The Legislature appropriated \$1,011,858 to fund the Center for FY 2015. Regent Moran moved to approve, and Regent Newton seconded. The motion carried.

STATEMENT OF INTENT FOR A NEW DOCTORAL PROGRAM – DOCTOR OF NURSING PRACTICE – FHSU

Vice President Alexander introduced Fort Hays State University's Statement of Intent for a Doctor of Nursing Practice. He stated Board policy requires the regional universities (Pittsburg State, Emporia State, and Fort Hays State) to go through a two-step process to receive approval to offer a doctoral degree. The first step is to submit a statement of intent requesting the Board's permission to develop a new program proposal for a doctoral program, and if approved, the second step is to develop a new program proposal for the doctoral program, which will go through the normal program approval process. Dr. Alexander stated this program will focus on rural healthcare needs. Regent Moran moved to approve. Regent Bain seconded, and the motion carried.

NEW DEGREE GRANTING AUTHORITY FOR CONCORDIA UNIVERSITY

Vice President Alexander presented Concordia University's request for new degree granting authority. The following programs will be offered online:

- 1) Master of Business Administration
- 2) Master of Education in Administration
- 3) Master of Education in Career and Technical Education
- 4) Master of Education in Curriculum and Instruction
- 5) Master of Education in Educational Leadership
- 6) Master of Education in Special Education
- 7) Doctor of Education in Teacher Leadership
- 8) Doctor of Education in Educational Administration
- 9) Doctor of Education in Higher Education
- 10) Doctor of Education in Transformational Leadership

Regent Moran moved to approve, and Regent Van Etten seconded. The motion carried.

Fiscal Affairs and Audit

FY 2016 HOUSING AND FOOD SERVICE RATE ADJUSTMENT PROPOSALS SUBMITTED BY STATE UNIVERSITIES (FIRST READING)

Proposed rates for housing and food service for FY 2016 were presented by Vice President Frisbie. The Board will act on the proposed rate adjustments at its December meeting.

EPSCoR PROPOSALS

Blake Flanders, Vice President for Workforce Development, presented the proposed EPSCoR proposals. The EPSCoR Program Review Committee recommends funding the following projects:

- 1) For the Kansas IDeA Network of Biomedical Research Excellence located at the University of Kansas Medical Center, the Committee recommends \$75,000 for FY 2015. This award provides an 11:1 leverage for state funds (federal:state).

- 2) For the Kansas NASA EPSCoR program at Wichita State University for a project that is part of a NASA Cooperative Agreement Notice, the Committee recommends \$50,000 for FY 2015. This award provides a 5:1 leverage for state funds (federal:state).
- 3) For the Kansas NASA EPSCoR program at Wichita State University for a Research Infrastructure Development grant, the Committee recommends \$50,000 for FY 2015. This award provides a 2.5:1 leverage of state funds (federal:state).
- 4) For the Center of Environmentally Beneficial Catalysis located at the University of Kansas, the Committee recommends \$135,000 for FY 2015. This award provides a 26.5:1 leverage for state funds (federal:state).

Regent Bangerter moved to approve the recommendations. Following the second of Regent Logan, the motion carried.

BREAK

The Chairman called for a break at 2:25 p.m. and resumed the meeting at 2:40 p.m.

Other Matters

GRANTING AN HONORARY DEGREE – KSU

April Mason, Provost at Kansas State University, nominated Dr. Wayne Freeman to receive an Honorary Doctorate from Kansas State University at its Fall 2014 commencement. Regent Moran moved to approve, and Regent Bangerter seconded. The motion carried.

UPDATE ON PERFORMANCE FUNDING MODEL

President Tompkins presented an update on a performance funding model. He stated a workgroup of institutional presidents was created to develop a proposed framework. Currently, the workgroup is discussing the following principles that could be used in a framework:

- Any new formula should be funded with new money so that the incentive for increased performance is clear and supported.
- Performance funding goals should be established for each sector and each institution based on its proportionate performance for the sector.
- Performance metrics should be specific to the mission of each sector.
- Performance goals should be established through consideration of institutional performance in a baseline year or a three-year average.
- Performance metrics may include additional certificates and degrees awarded, number of students who successfully complete gateway courses in the freshman year, number of students who complete certain credit hour benchmarks, transfer students, research productivity, and concurrent enrollment students.
- Institutions would receive weighting on performance metrics for students who are Pell eligible, from underrepresented groups, and who are over 25 years of age.
- The workgroup will recommend one year for planning before implementation of any new performance formula and then the new formula would be piloted for two years to determine if the formula was producing the desired results.

- Once a new formula was piloted, the current performance agreements would be suspended, and if the new formula became permanent, then the current performance agreement system would be eliminated.

He noted the workgroup will meet one more time before it presents its final recommendation to the Board in December.

UPDATE ON THE FORT HAYS STATE UNIVERSITY AND DODGE CITY COMMUNITY COLLEGE PROPOSED MERGER

Vice President Flanders presented an update on the Fort Hays State University (FHSU) and Dodge City Community College (DCCC) proposed merger. Earlier in the year the Dodge City Community College Board of Trustees (Trustees) voted unanimously to explore the possibility of merging with Fort Hays State University. The merger would establish a Fort Hays State University campus in Dodge City that contains the lower division courses of the community college and adds baccalaureate degrees and a technical institute. The proposals included a request of a one-time investment of \$10 million to construct the technical institute building and a minimum investment of an additional \$5 million in ongoing State General funds to support the educational function of the new operation.

Vice President Flanders stated a steering committee was formed to facilitate the merger process and assist in developing an operating agreement. During its work, the committee discovered that the continuation of the athletic programs at the Community College might be problematic. This issue was referred back to the Trustees, and the motion for DCCC to work with FHSU to resolve the athletic issue failed. As a result, the Kansas Board of Regents Governance Committee requested the Trustees inform the Kansas Board of Regents its plan for moving forward. At its November 11 meeting, the Trustees did not take action to move forward with the merger. Vice President Flanders stated that since the Trustees did not come to an agreement to pursue a merger at this time, staff recommends that the Board withdraw its funding request for the upcoming year. Regent Wilk moved that the Kansas Board of Regents withdraw the funding request of \$10 million for a technical institute building and \$5 million for operating expenses that were associated with the merger request from the Board's budget request. Regent Logan seconded and noted this motion does not kill the idea of a merger or an alternative plan. Following discussion, the motion carried.

NON-BUDGETARY LEGISLATIVE ITEMS

Dan Murray, Interim Director of Government Relations, presented the proposed non-budgetary legislative items. Last month the Board reviewed the following proposals: 1) Addition of University Support Staff to Statute Governing Leave Time Authorization; 2) Student Referendum for Debt Service on Academic and Health Facilities; 3) Additional Revenue for the Kansas Law Enforcement Training Center; and 4) Proposed Position on Reallocation of Funds. New this month are the following requests: 5) Pittsburg State University Land Exchange with the City of Pittsburg; 6) Removal of the Johnson County Community College Exception from the Postsecondary Education Performance-based Incentives Fund; and 7) Tuition Rates for Retired Military Personnel (Veterans), their Spouses and Dependents. Mr. Murray noted there are also two items that carry over for the 2014 session: 1) 60% Attainment; and 2) Increase the Threshold to \$1.0 Million for Projects Requiring Formal Procurement of Architectural or Engineering Services and Streamline the Notice and Public Hearing Requirements for Alternative Construction Methods.

Regent Logan stated the proposed position on reallocation of funds is to make it clear that the Board is opposed to the reallocation of resources within the existing state university block grant among state universities or to other institutions in higher education.

Regent Murguia moved to approve 1-4, and Regent Moran seconded. Regent Bangerter stated that since the students came out against the referendum, he moved for a substitute motion to approve items 1, 3, and 4. Regent Logan seconded, and the motion carried.

The Regents discussed the referendum proposal. It was noted that each of the student government bodies on all six campuses discussed this issue and all of them passed resolutions opposing it. Regent Logan moved to not include item 2 as part of the Board's legislative initiatives. Regent Bangerter seconded, and the motion carried.

Regent Bangerter moved to approve the two items that were carry over from last session. Following the second of Regent Feuerborn, the motion carried.

Items 5, 6, and 7 will be acted on at the Board's December meeting.

ADJOURNMENT

The Chairman adjourned the meeting at 3:34 p.m.

Andy Tompkins, President and CEO

Kenny Wilk, Chair