

KANSAS BOARD OF REGENTS

MINUTES

March 14, 2018

The March 14, 2018, meeting of the Kansas Board of Regents was called to order by Chair Dave Murfin at 12:45 p.m. The meeting was held in Pittsburg State University's Overman Student Center, 302 E. Cleveland, Pittsburg. Proper notice was given according to law.

MEMBERS PRESENT:

- Dave Murfin, Chair
- Dennis Mullin, Vice Chair
- Joe Bain
- Shane Bangerter
- Ann Brandau-Murguia
- Bill Feuerborn
- Zoe Newton (by conference call)
- Daniel Thomas
- Helen Van Etten (by conference call)

EXECUTIVE SESSION

At 12:45 p.m., Regent Mullin moved, followed by the second of Regent Bangerter, to recess into executive session for 45 minutes to discuss personnel matters of non-elected personnel. Participating in the executive session were members of the Board, President Flanders, and President Garrett. At 1:30 p.m., the meeting returned to open session.

BREAK

The Chair called for a break at 1:30 p.m. and the meeting resumed at 1:45 p.m.

APPROVAL OF MINUTES

Regent Mullin moved that the minutes of the February 14, 2018 meeting be approved. Following the second of Regent Bangerter, the motion carried.

INTRODUCTIONS

President Scott welcomed everyone to Pittsburg State University. He announced the PSU men's indoor track team claimed its first NCAA Division II National Championship at the Plaster Center earlier in the month. He introduced the members of the team and the coaches.

GENERAL REPORTS

REPORT FROM CHAIR

Chair Murfin reported that on Tuesday the Board toured and met with different groups on the PSU campus. He thanked the Brock family for hosting the Board's dinner. He also thanked President Scott and his staff for organizing the campus visit and hosting the Board meeting.

REPORT FROM PRESIDENT AND CEO

President Flanders reported that last week Governor Colyer created the Governor's Education Council through an executive order. The Council will look at ways to improve the entire education

and workforce system in Kansas. President Flanders noted he and the Commissioner of Education will serve as co-chairs and the Board will need to appoint two representatives to the Council. President Flanders also reported the “Apply Kansas” initiative is moving forward, which is one of the Board goals for this year.

REPORT FROM COUNCIL OF PRESIDENTS

President Myers presented the Council of Presidents’ report. The Council received reports from the Council of Chief Academic Officers, Council of Business Officers, and the University Support Staff Council. The University Support Staff gave an update on their morale survey. The Business Officers continue to review the energy bills for the universities, approved the proposed changes to the student health insurance rate and benefits package, and discussed the proposed amendments to the Board’s facilities policies. The Council of Presidents reviewed and approved the proposed changes to these policies. The Council also approved Wichita State University’s Master of Arts in Arts Leadership and Management and the University of Kansas Medical Center’s Master of Science in Athletic Training. These programs will be forwarded to the Board for consideration.

The Council of Presidents reviewed and approved the changes to the student health insurance benefits and rates and approved the proposed amendments to the Board’s credit by exam policy. President Scott reported he attended the recent Kansas State Employees Health Care Commission meeting and noted he will continue to gather information on the State Employee Health Plan.

The Students’ Advisory Committee presented a proposal to the Council of Presidents to create a Council of Chief Diversity Officers, modeled after the Board’s Title IX Workgroup. The Council discussed the proposal and decided to gather feedback from the chief diversity officers, who would serve on the council if it is formed. The Council of Presidents will continue to discuss the formation of this group at its May meeting.

(Council of Chief Diversity Officers Proposal Attached)

REPORT FROM COUNCIL OF FACULTY SENATE PRESIDENTS

Amy Hite presented the Council of Faculty Senate Presidents report. President Flanders spoke with the Council about updating campus policies and possibly creating a Board policy on consenting relationships and the members plan to discuss this idea with each of their campus senates. The Council will review how the new cut scores in the Credit by Exam policy are working and will continue the work on the 120 credit hour initiative.

REPORT FROM STUDENTS' ADVISORY COMMITTEE

The Students’ Advisory Committee report was presented by Jack Ayers. The Committee reviewed the proposed amendments to the Board’s Student Organization policy. The amendments will align the policy with current state law. The student health insurance rate changes were discussed as well as the creation of the Council of Chief Diversity Officers. On March 7, 2018, the Committee filed a petition seeking permission to submit an *amicus curiae* brief with the Kansas Supreme Court on the *Gannon v. Kansas* case surrounding constitutional obligations for K-12 funding. Their brief would argue that the Kansas Constitution includes all levels of public education and that state support for higher education has declined over the last decade, forcing tuition rates to increase at a rate greater than would otherwise be necessary, which increases the burden on college students

and their families. Mr. Ayers noted the plaintiff filed a response with the Court asking that the *amicus* brief not be allowed.

REPORT FROM THE COMMUNITY COLLEGES

President Barwick presented the report for the community colleges. He thanked the individuals who attended the annual Phi Theta Kappa Scholars luncheon last month. This luncheon recognized the outstanding students in the two-year colleges. He reported the community colleges continue to monitor the legislative budget process and noted the colleges support the proposed concurrent enrollment initiative.

REPORT FROM THE TECHNICAL COLLEGES

President Schears presented the report for the technical colleges. The technical colleges are looking forward to working with the newly created Governor's Education Council. President Schears reported the technical colleges also support the concept of the concurrent enrollment initiative and will monitor its progress as it moves through the legislative process. He also thanked the Board for continuing to advocate for the Excel in CTE funding.

REPORTS FROM THE UNIVERSITY CEOS

President Mason announced Fort Hays State University's Leadership Studies Department was nationally recognized as a model of how to make civic responsibility an integral part of a major course of study. President Mason reported FHSU's Southwest Kansas Office in Garden City officially opened on March 2. This office will provide personalized support to current and prospective students and will have a special focus on Hispanic students. She also noted that recently the University was ranked as one of the safest colleges in America by the National Council for Home Safety and Security.

President Bardo reported Wichita State University held an open house for incoming freshmen and over 550 students attended, which is 200 more than the previous year. He noted the University has seen an increased number of requests for student housing, which may be because of the additional students who are enrolling from the I-35 corridor. WSU will be monitoring the housing requests and may need to look at overflow freshmen housing options for the fall. President Bardo also noted last month he testified before Congress on WSU's applied learning model and apprenticeships.

President Scott reported he enjoyed spending time with the Board during yesterday's campus visit and he has no additional report.

President Myers reported Kansas State University's Chief Diversity and Inclusion Officer started this month. This is a new position at the University that will report to the President. President Myers noted the University's provost search continues to move forward. Four candidates were brought to campus, and he hopes to announce a new provost after the University's spring break. The consulting firm that was hired to review the University's current enrollment practices continues to gather information and will have a plan for enhancing the University's enrollment in the near future.

Chancellor Girod announced the KU men's basketball team won its 14th consecutive Big XII championship title and Al Hizam, a junior on KU's indoor track team, won the men's indoor pole vault national title. The Chancellor reported six University researchers were selected as Fulbright Scholars this year. According to the *Chronicle of Higher Education*, KU is ranked among the top universities in the nation for the number of researchers during 2017-2018. Overall, KU faculty members and administrators have earned 325 Fulbrights. Additionally, Chancellor Girod reported the Central District project is near completion and that his inauguration as the University's 18th Chancellor is scheduled for Friday, April 20.

President Garrett reported Emporia State University hosted a diversity leadership conference and more than 550 high school students from all over the state participated. She announced two ESU teams are competing in the Hult Prize Competition, which allows students to solve difficult social challenges. The first team finished 7th out of 120 at the Boston Regionals and the second team will participate in the Mexico City Regionals. President Garrett also announced ESU student athletes are ranked 14th in the nation for service project hours.

STANDING COMMITTEE AND OTHER REPORTS

ACADEMIC AFFAIRS

Regent Bangerter presented the Board Academic Affairs Standing Committee report. The Committee reviewed the academic items on the Board's consent agenda, which included Pittsburg State University's Bachelor of Science in Education in Elementary Education Unified. Regent Bangerter noted this program is unique because students earn two teaching licenses – Elementary and Special Education. Because of this uniqueness, the Committee is recommending the program be exempted from the Board's 120 credit hour initiative. The Committee also approved amendments to the Board's accreditation policy and auditing courses policy. These policy amendments will be forwarded to the Board for consideration at the May meeting.

The Committee received the annual update on Concurrent Enrollment Partnerships (CEP), which included data on systemwide transfer courses taught through concurrent enrollment partnerships. In academic year 2017, about 15,000 high school students took systemwide transfer courses through CEP and the pass rate for these students was 96.7%. Regent Bangerter noted the data presented by staff indicates students who take concurrent enrollment courses are successful when transitioning to college and the concurrent enrollment system in Kansas seems to be working.

FISCAL AFFAIRS AND AUDIT

Regent Mullin presented the Fiscal Affairs and Audit Standing Committee report. The Committee had a first reading of the Johnson County Educational Research Triangle budgets for the University of Kansas, the University of Kansas Medical Center, and Kansas State University. The Committee reviewed the updated composite financial index data for the six universities and the financial reports for the University of Kansas, Emporia State University, and Pittsburg State University. The Committee also reviewed and approved the below Resolution.

Regent Mullin moved for the Board to adopt the following Resolution:

Kansas Challenge

Evidence-based research studies have documented the critical importance, impact, and economic necessity of an education that includes attainment beyond high school. The facts are clear: An education beyond high school gives Kansas families the best chance of future prosperity and Kansas business leaders the skilled workforce needed to compete in the national and global marketplace.

Particularly since the Great Recession, state and national job markets are sending a single, unambiguous message: a high school diploma no longer constitutes a “suitable education.” Today jobs require educational attainment consistent with the capabilities and mission of technical colleges, community colleges and universities.

Kansas Imperative

To protect and advance the interests of Kansas families and businesses in the 21st century economy, Kansas policy must recognize that a suitable education now includes education beyond high school.

KBOR Policy Resolution

The Kansas Board of Regents resolves that any prospective education investment by the Legislature that includes the Kansas K-12 system of public schools must also include the state’s public technical colleges, community colleges and universities. The Kansas Board of Regents only supports new funding that is aligned with this policy resolution.

Regent Van Etten seconded, and the motion carried.

GOVERNANCE

Regent Murfin presented the Governance Committee report. President Flanders updated the Committee on the strategic planning process. The Committee approved the amendments to the Board’s accreditation policy and auditing courses policy and reviewed the new Board member orientation process.

APPROVAL OF CONSENT AGENDA

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

*Academic Affairs***BACHELOR OF SCIENCE IN POLITICAL SCIENCE – FHSU**

Fort Hays State University received approval to offer a Bachelor of Science in Political Science. The total semester credit hours for the program is 120. No new costs are required to offer this program.

BACHELOR OF SCIENCE IN EDUCATION IN ELEMENTARY EDUCATION UNIFIED (K-6) – PSU

Pittsburg State University received approval to offer a Bachelor of Science in Education in Elementary Education Unified (K-6). Students who complete this program will have dual certifications in Elementary and Special Education for grades K-6. Each of these areas requires specialized coursework for certification. The program meets the Kansas State Department of Education's Elementary Education Unified Standards. Because of the dual certifications, the total credit hours for this program is 134. No new costs are associated with offering this program.

DEGREE GRANTING AUTHORITY FOR RESEARCH COLLEGE OF NURSING AND SIMMONS COLLEGE

Research College of Nursing and Simmons College were both granted a Certificate of Approval to operate in Kansas and received approval to offer degrees.

Technical Education Authority

DEGREE AND CERTIFICATE PROGRAMS FROM CLOUD COUNTY COMMUNITY COLLEGE AND SALINA AREA TECHNICAL COLLEGE

Cloud County Community College received authorization to offer a Technical Certificate B (33 credit hours) and an Associate of Applied Science (64 credit hours) in Solar Energy Technology (15.0505). The estimated cost to initially deliver the program is \$56,000 paid for with institutional budget or business and industry donations. The program will begin in August 2018.

Salina Area Technical College received approval to offer a Technical Certificate A (16 credit hours) in Commercial Truck Driving (49.0205). Because this is an expansion of an existing program, the College does not anticipate any additional costs. The program will begin in the spring of 2018.

CONSIDERATION OF DISCUSSION AGENDA

Board Theme and Goal

FACULTY CAREER DEVELOPMENT BOARD THEME

Jean Redeker, Vice President for Academic Affairs, summarized last month's presentations by Kansas State University, the University of Kansas, and Wichita State University. She noted each university has a promotion and review process for tenured and non-tenured faculty.

Regent Bangerter stated that during the campus visits the Board is able to gain a better understanding of the struggles and challenges the universities face. Because of budget cuts, enrollment issues, and other factors, each university is reviewing academic programs, efficiencies, and how funds are being allocated. Campus decisions are being made on whether positions are going to be filled and whether certain programs need to be eliminated. These are not easy decisions to make, and Regent Bangerter stated the Board may need a broad policy that would give the

universities flexibility and tools to adjust to market and enrollment changes. He suggested Board staff review the current policies of the Board and the universities to determine where there are barriers. Regent Mullin concurred that in this tight budget environment the Board needs to take steps to support the universities when tough decisions need to be made. He noted that there are questions surrounding duplication of programs and programs that do not financially support themselves. President Flanders stated Board staff will review the current policies to identify any barriers to flexibility and then at the May meeting, staff will present recommendations for a Board policy to the Board Academic Affairs Standing Committee. The Board directed President Flanders to review the current policies and look for ways the Board can be more strategic in this area.

RECOMMENDATIONS ON CONCURRENT ENROLLMENT

President Flanders reported the Board received a report last June from the First Generation Taskforce recommending expansion of concurrent enrollment programs (CEP) in the state to open access and reduce costs for first generation students. During that same time period, the Board also received a letter from Senator Molly Baumgardner, Chair of the Senate Education Committee, encouraging the Board to create a taskforce to identify opportunities to expand concurrent enrollment in the state. At the August retreat, the Board prioritized the review of concurrent enrollment as one of its goals. The Kansas Board of Education and the Kansas Board of Regents Coordinating Council agreed to serve as the Taskforce to take up this issue. The Taskforce met multiple times and through these meetings it became apparent Kansas has a strong concurrent enrollment culture but there are differences among the colleges with regard to student eligibility and tuition for the courses that are offered. To look at these issues, the Taskforce formed two working groups and charged the groups to make recommendations to the Board President and CEO and the Commissioner of Education on the following issues:

- Identification of five courses offered for statewide delivery,
- Establishment of standardized eligibility requirements for students,
- Agreement on a common rate for tuition/fees, and
- Identification of alternative delivery methods.

President Flanders reported the working groups developed recommendations for each of these areas and those recommendations were sent to the institutions for a public comment period. The recommendations and the comments were then reviewed by Commissioner Watson and President Flanders. He noted the following recommendations were presented to the Senate Education Committee:

The Taskforce is recommending concurrent enrollment programs be defined as any of the following:

- CEP (Concurrent Enrollment Programs): A college course offered at the high school using a high school instructor.
- College Provided Instruction: A college course offered either at the high school or at the college using a full-time or adjunct instructor provided by the college.
- Online Courses: A college course offered completely online using a full-time or adjunct instructor provided by the college.

- **Hybrid Courses:** A college course offered at the high school that combines online instruction from a full-time or adjunct instructor provided by the college and additional face to face instruction by either a high school instructor or the college instructor.

When drafting legislation regarding Statewide Concurrent Course Offerings for Academic Year 2019 (July 1, 2018 through June 30, 2019), the following statements are recommended for consideration:

Statement 1: In Year 1, a pilot program is recommended involving only one course (Composition I) so that any outstanding details and unforeseen issues can be defined and resolved before launching the full program. Institutions may choose whether or not to participate in the program.

Statement 2: The Board's policy on service areas will continue to apply. If an institution chooses not to participate in the pilot, but a high school within the institution's service area does participate, the Board will assign a participating postsecondary institution to the high school.

Statement 3: The following minimum eligibility standards apply to high school students enrolled in this program. Students must be:

- juniors or seniors; and
- have attained a cumulative GPA of 3.0 or better; and
 - (i) for American History I, Introduction to Psychology, and Public Speaking, earned an ACT composite score of at least 20 or an equivalent score on another valid assessment; or
 - (ii) for College Algebra and English Composition I, earned a college-ready ACT sub-score or equivalent on another valid assessment relevant to the offered concurrent enrollment course or courses.

The Board will convene a committee to identify other valid assessments and the required score students must meet for program eligibility.

Institutions expressed a need for alternative eligibility requirements for students who do not meet the GPA and assessment score requirements, but who institutions believe can be successful. A state committee comprised of representatives from two community colleges, one university, one technical college and Board staff will review institutional requests to admit such students and make a final determination.

Statement 4a: To be eligible for state funding designated to support this program, institutions must participate in the program.

Statement 4b: For the two-year sector, concurrent courses are eligible for funding through the nontiered funding line. It is recommended the Board advocate for full funding of the portion of funding supporting concurrent enrollment credit hours in the nontiered line item. It is recommended program funding be distributed in proportion to the amount of concurrent enrollment being offered through the program.

Statement 4c: If the program is not fully funded, institutions may charge tuition to students enrolled in the program up to \$175 a course.

Statement 5: The state-funded tuition of the student portion of the course is \$175. This includes tuition, fees, and educational materials.

Statement 6: The Board will convene a working group to recommend open source materials for courses that are part of the program. Use of identified materials is optional.

Statement 7: The Board will conduct a cost-study specific to the types of concurrent enrollment delivery options to identify direct costs for each sector.

Statement 8: The Board will continue to track the number of concurrent enrollment faculty meeting and not meeting the Higher Learning Commission's faculty qualifications by institution and will maintain a list of online graduate degrees offered by public universities in Kansas in the most common concurrent enrollment subject areas taught in the state. The report of faculty qualifications will be made available to the Board and, if requested, to the Kansas Legislature.

The Board discussed the recommendations. Regent Bangerter reiterated the concurrent enrollment system in place has been successful across the state and the five courses that were identified by the working group (American History I, Introduction to Psychology, Public Speaking, College Algebra, and English Composition I) easily transfer between institutions. He noted the data indicate students who take concurrent enrollment courses have a high pass rate and are successful when they transition to a college or university. Regent Murguia stated the affordability part of this initiative has the potential of increasing access to those students who meet the eligibility requirement but cannot afford to take the course. Funding for this initiative was discussed and it was noted the total expense to the state is unclear at this time. President Flanders also reported there are concerns about how institutions will be reimbursement for this initiative.

BREAK

The Chair called for a break at 3:35 p.m. and resumed the meeting at 3:55 p.m.

Fiscal Affairs and Audit

AMENDMENTS TO CAPITAL IMPROVEMENT PLAN – FHSU

Elaine Frisbie, Vice President for Finance and Administration, presented Fort Hays State University's request to amend its capital improvement plan to include a project to expand the Memorial Union. The estimated cost of the project is \$16,500,000, which will be funded with private gifts and student fees. All future maintenance and operation costs will be financed through the Memorial Union. Regent Mullin moved to approve, and Regent Feuerborn seconded. The motion carried.

MODIFY TUITION AND FEES – KUMC

Chancellor Girod presented the University of Kansas Medical Center's request to remove the student health fee from the Medical Center's Comprehensive Fee Schedule for RN-BSN students

effective for the Fall 2017 semester and to authorize the Medical Center to refund the FY 2017 fee paid by currently enrolled RN-BSN students. The Chancellor noted after reviewing the requirements for student health records, it was determined these students, who are taking courses online, are no longer required to comply with student health reporting requirements. Regent Murguia moved to approve. Regent Thomas seconded, and the motion carried.

MODIFY TUITION AND FEES – KU

Chancellor Girod presented the University of Kansas proposal to extend its existing tuition waiver program to include international recruitment. The waiver will be valued between \$3,000 and \$9,000. Students will be awarded waivers based on a combination of criteria including GPA, English proficiency test score, and financial need. To maintain the waiver, students are required to have a minimum 3.0 cumulative GPA and complete 30 credit hours annually. The waiver will expire after four years. Chancellor Girod noted that the University needs 19 additional international students to make the waiver revenue neutral and that Shorelight, KU's international recruiting partner, has agreed to cover tuition losses if the losses occur from its recruitment efforts in Fall 2018. Regent Murguia moved to approve, and Regent Thomas seconded. The motion carried.

Other Matters

REPORT FROM THE KANSAS POSTSECONDARY TECHNICAL EDUCATION AUTHORITY

Ray Frederick, Chair of the Kansas Postsecondary Technical Education Authority (TEA), reported TEA members have been assigned to visit different community and technical colleges this year. At the campuses, the TEA members interact with students, faculty and administration and learn how the colleges collaborate with local business and industry leaders. Chair Frederick noted he has visited Flint Hills Community College, Salina Area Technical College, Fort Scott Community College, Neosho County Community College, and Labette Community College.

At the last meeting, the TEA received a report on the results of Outcome Metrics, approved a new program alignment for Electrical Technology, and reviewed the results of the Adult Education program. In FY 2017, over 7,200 individuals enrolled in an adult education program. Chair Frederick noted that Kansas' program is ranked fifth best in the nation, which is based on outcomes. Additionally, the TEA approved state innovation grants to be awarded.

Chair Frederick reported the TEA has one vacant position and that the position will be filled with an appointment by the Governor. He also thanked the Board for adopting the Resolution regarding state's investment in higher education.

UPDATE ON WICHITA STATE UNIVERSITY'S CAMPUS MASTER PLAN

President Bardo presented an update on Wichita State University's Campus Master Plan. Significant projects are being discussed, planned and built on the campus. President Bardo reviewed the following projects: Element by Westin Hotel, phase 2 of The Flats, the Crash Dynamics Lab, the Student Health and Wellness Center, the development of Braeburn Square, Partnership Buildings 2 and 7, and the Wonder School. Regent Mullin directed President Bardo

to keep the Board informed in a timely manner of the different projects either being developed or being considered.

KANSAS BOARD OF REGENTS STUDENT HEALTH INSURANCE BENEFIT CHANGES AND PREMIUM RATES FOR PLAN YEAR 2018-2019

Madi Vannaman presented the Student Health Insurance Committee's recommendations on changes to the voluntary student health insurance plan benefits and premium rates for plan year 2018-2019. The current plan is offered through MHECare and is underwritten by UnitedHealthcare. The initial premium proposed for plan year 2018-2019 was \$1,842 for the student rate, which is an increase of \$378 (25.82%). To decrease the annual premium, the Committee looked at the following benefit changes:

1. Change the per insured person, per policy year deductible from "\$300 preferred provider/\$600 out-of-network provider" to \$500 preferred provider/\$1,000 out-of-network provider."
2. Change the medical emergency expenses copay per visit from "\$100 to \$250."
3. Change the inpatient room and board expense benefit from "80% of preferred allowance/60% of usual and customary charges" to "80% of preferred allowance/60% of usual and customary charges after \$250 copay per hospital confinement."

By including these changes, the Committee negotiated a proposed increase of \$238 or 16.26% for the plan. The Board discussed the process. Regent Feuerborn moved to approve the benefit changes and the premium rates for plan year 2018-2019. Regent Bangerter seconded, and the motioned carried.

(PowerPoint filed with Official Minutes)

LEGISLATIVE UPDATE

Vice President Frisbie reported the House and Senate are working on their respective budget bills for the session. Both chambers are still considering whether to include the funds to restore the four percent allotment for FY 2017. Both budget committees have removed the proposed funds for the dental school and the request dealing with the EBF proviso language. Vice President Frisbie reviewed the progress on the Board's non-budgetary items and noted first adjournment is on Friday, April 6.

ADJOURNMENT

Chair Murfin adjourned the meeting at 4:45 p.m.

Blake Flanders, President and CEO

David Murfin, Chair