

**BOARD OF REGENTS  
MINUTES OF THE MEETING  
May 16-17, 2012**

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**BOARD OF REGENTS  
MINUTES OF THE MEETING  
May 16-17, 2012**

The South Dakota Board of Regents met on May 16-17, 2012 in the Student Union at South Dakota State University, Brookings, South Dakota, with the following members present:

Kathryn Johnson, President  
Dean Krogman, Vice President  
Terry Baloun, Regent  
James Hansen, Regent  
Harvey Jewett, Regent  
Randy Morris, Regent

Also present during all or part of the meeting were Jack Warner, Executive Director and CEO; James Shekleton, General Counsel; Sam Gingerich, System Vice President for Academic Affairs; Janelle Toman, Director of Communications; Michelle Anderson, Internal Auditor; Paul Turman, System Vice President for Research and Economic Development; Janice Minder, System Student Affairs; Daniel Palmer, Director of Institutional Research; Gary Johnson, System Vice President of Research; Paul Gough, Director of Policy and Planning; Barbara Basel, Director of Human Resources; Monte Kramer, System Vice President of Finance and Administration; Dave Hansen, Director of Information Technology; Molly Weisgram, Executive Administrative Assistant; James Abbott, USD; David Chicoine, SDSU; David Borofsky, DSU; Kay Schallenkamp, BHSU; James Smith, NSU; Duane Hrcir, SDSM&T; Marjorie Kaiser, SDBVI and SDSU; Mark Lee, UC-Sioux Falls; Ron Woodburn, CUC; John Taylor, Michael Keller, Laurie Nichols, Wes Tschetter, Mike Lockrsm, SDSU; Tim Henderson, Carlos Beatty Jr., Brian Vogel, SDSM&T; Cecelia Wittmayer, DSU; R. Lee Ginsbach, SDSBVI/SDSU; Rhoda Smith, Tom Hawley, Veronica Paulson, NSU; Rocky Maier, Rod Custer, Rob Houdek, BHSU; DJ Smith, Alyssa Van Meeteran, Hanna McElroy, Sheila Gestring, Chuck Staben, USD; Rory Fenske, Student Federation; Matt Fuks, SDSU Alumni Association; Pamela Hardie, Cheryl Olson, Parent Group; students, faculty and members of the press.

## **TUESDAY, MAY 15, 2012**

The Regents convened in open session at 6:00 p.m. on Tuesday, May 15, 2012, in the Student Union, State Room 260, at South Dakota State University.

IT WAS MOVED by Regent Hansen, seconded by Regent Morris that the Board of Regents Convene and Dissolve into Executive Session at 6:00 p.m. on Tuesday, May 15, 2012, in order to discuss personnel matters; that it adjourn at 9:00 p.m. and reconvene in executive session at 8:00 a.m. on Wednesday, May 16, 2012, in order to discuss personnel matters; pending and prospective litigation, collective bargaining and to consult with legal counsel; and that it rise from executive session at 1:30 p.m. to resume the regular order of business and to report its deliberations in executive session. All members voting AYE. The MOTION CARRIED.

## **WEDNESDAY, MAY 16, 2012**

Regent President Kathryn Johnson called the meeting of the Board of Regents to order at 1:45 p.m. on May 16, 2012, and declared a quorum present.

### **WELCOME AND PRESENTATION BY SDSU PRESIDENT DAVID CHICOINE**

President David Chicoine welcomed the audience to South Dakota State University. He drew the audience's attention to the view boards set up in the ballroom meant to highlight the campus. He also mentioned a book that was given to the Regents that outlines the history of SDSU. Finally he referenced an article called "Exactly What is 'Shared Governance'?" He said the study shared traits of universities that seem to enable academic excellence. President Chicoine introduced Dr. Bob Watrel, Chair of SDSU Faculty Senate, who discussed traits of shared governance, especially as it relates to SDSU. He said SDSU has used the shared governance model for two years.

### **APPROVAL OF THE AGENDA**

Dr. Warner referenced the following revised item: Item 21 Appointment of DSU Presidential Search Committee.

IT WAS MOVED by Regent Jewett, seconded by Regent Hansen to approve the agenda for the meeting as printed and mailed. All members voting AYE. The MOTION CARRIED.

### **APPROVAL OF THE MINUTES**

IT WAS MOVED by Regent Hansen, seconded by Regent Baloun to approve the minutes of the March 28-29, 2012 meeting. All members voting AYE. The MOTION CARRIED.

### **REPORT AND ACTIONS OF EXECUTIVE SESSION**

It was duly noted that in the absence of Regent Randy Schaefer, secretary, Regent James Hansen will serve as acting secretary at the May 15-17 Board of Regents meeting.

Upon convening at 6:00 p.m. on Tuesday, May 15, 2012, the Board dissolved into executive session in order to discuss personnel matters. As shown on the official agenda, it adjourned at 9:00 p.m. and reconvened in executive session at 8:00 a.m. on Wednesday, May 16, 2012, in order to discuss personnel matters; pending and prospective litigation, collective bargaining matters and to consult with legal counsel, rising from executive session at 1:30 p.m. to report its deliberations in executive session and to resume the regular order of business.

Regent Hansen reported that while in executive session, the Board considered personnel matters, pending and prospective litigation, collective bargaining matters, consulted with legal counsel, and gave directions to its executive director and general counsel concerning these matters.

IT WAS MOVED by Regent Hansen, seconded by Regent Jewett that the Board approve directions given to the executive director and the general counsel with respect to matters discussed in executive session, that it:

1. Approve the personnel actions as submitted by the Board office, campuses, and special schools. A copy of the personnel actions can be found on pages 938 to 975 of the official minutes.
2. Award the title of Associate Professor Emerita of Humanities to Josephine M. Lee and the title of Professor Emeritus of Sociology to Sidney G. Goss (SDSMT); the title of Professor Emeritus of Civil and Environmental Engineering to Delvin E. DeBoer, the title of Dean Emerita of Continuing and Extended Education to Gail Dobbs Tidemann, and the title of Professor Emeritus of Religion to AnnMarie B. Bahr (SDSU); and the title of Professor Emeritus to Robert F. Nelson (USD). A copy of the resolutions can be found on pages 976 to 982 of the official minutes.
3. Approve SDSU's request to appoint Dr. Kinchel Approve the administrative actions to accept the appointment of Ms. Veronica Paulson for the position of vice president of finance and administration at an annualized salary of \$115,000 effective March 22, 2012.
4. Approve the FY13 annualized salaries to be effective for FY13. A copy of the FY13 salaries can be found on pages 983 to 1047 of the official minutes.
5. Approve the tenure and promotion request of the universities. A copy of the tenure and promotion requests can be found on pages 1048 to 1058 of the official minutes.
6. Doerner to the position of the Dean of the Graduate School at the rank of full professor with tenure.
7. Approve the leave requests for Catalin Georgescu for the fall semester 2012, Istvan Gombocz for the spring semester 2013, Eric Jepsen for the academic year 2012-2013, Keith Robinson for the spring semester 2013, Harry Freeman for the fall semester 2012, and Susanne Skyrn for the spring semester 2013 (USD).

All members voting AYE. The MOTION CARRIED.

### **REPORT OF THE COUNCIL OF PRESIDENTS AND SUPERINTENDENTS**

Dr. Warner reported that the Council of Presidents and Superintendents met on May 1 in Pierre where they discussed most of the items that appear on the agenda for this meeting. In addition

there was a discussion session to address some upcoming items of importance. One such topic was enrollment; overall there were modest enrollment gains when comparing last fall's enrollment to this coming fall's enrollment numbers. There was an increase in the doctoral enrollment especially at SDSU, which is positive. Other topics included the advisement of students with excess credits, themes for a fall conference, and the fall meeting of the faculty senate leaders that they'd like to convene.

### **REPORT AND ACTIONS OF THE EXECUTIVE DIRECTOR**

Dr. Warner introduced the new system director of human resources, Barbara Basel. He noted that Dr. Janice Minder, who Ms. Basel will replace, will be transitioning into a part-time student affairs role for the system. Dr. Warner highlighted items on the meeting agenda of which the audience should make special note. He noted that the presidential search at DSU has commenced.

Dr. Warner referenced the Interim Actions taken by the Executive Director on behalf of the Board of Regents. A copy of the Interim Actions of the Executive Director can be found on pages **1058** to **1060**.

### **STUDENT FEDERATION REPORT**

Mr. Rory Fenske, student federation executive director, reported that the student federation convened the previous evening. Mr. Fenske introduced two students: Hanna McElroy, USD, new assistant director; and Rebecca Powell, SDSU, new administrative director. He discussed topics that the federation will approach this upcoming summer and school year, including communication between universities and new student federation administrations.

### **COHE NEGOTIATIONS, SPECIAL SCHOOLS AGREEMENT**

Dr. James Shekleton explained that the special school negotiations are complete. The COHE membership has ratified the agreement, which will be in place for three years, through June 30, 2015. He said the new agreement will incorporate the majority of provisions of the higher education interim terms that relate to grievance processing, disciplinary procedures, reduction in force procedures, control of performance standards, conflicts of interest and intellectual properties, personnel files, notices, and other matters that relate generally to contract and workplace management. He noted that the agreement reflected the changes in mission at the South Dakota School for the Deaf and the consolidated administration of the special schools. He noted, in particular, that the new agreement replaced provisions that prescribed distinctive workload requirements for each special school with provisions that differentiate between the responsibilities of classroom instructors and outreach consultants, irrespective of the school to which such professional educators may be assigned. Dr. Shekleton noted that the negotiations had been cordial and constructive throughout and suggested that they reflected well upon the commitment and morale of the faculty.

IT WAS MOVED by Regent Baloun, seconded by Regent Hansen to ratify the collective bargaining agreement between the Board and the Council of Higher Education, Special Schools. All members voting AYE. The MOTION CARRIED.

A copy of the COHE Negotiations, Special Schools Agreement can be found on pages 1062 to 1094 of the official minutes.

### **FY13 SURROUNDING STATE TUITION & FEES INCREASES**

Dr. Monte Kramer explained that at the March board meeting, the Board requested information concerning tuition and fee increases in the surrounding states for FY13. The Board office contacted a sample of public institutions in each of the states that participate in the tuition survey that is compiled each fall.

He said after looking at the increases from FY12 to FY13 for tuition & fees and total cost, our tuition and fee increases have been more than the surrounding states, but the total cost tends to be in the middle due to our low cost of room and board.

Dr. Kramer said that while the chart shows that our out-of-state total cost is lowest when compared to the competing states, he said nonresident rates do not tell the entire story because it doesn't take into account the special rates that other states may offer out-of-state students.

Regent Hansen said his concern that we are approaching a tuition rate that it too high remains.

A copy of FY13 Surrounding State Tuition & Fees Increases can be found on pages 1095 to 1099 of the official minutes.

### **TEN-YEAR CAPITAL PLAN PRIORITIES**

Dr. Kramer explained that the last two ten-year plans had a tentative funding date identified for each capital project. The funding priority has not yet been established for the current plan. Nearly all of the projects on the current ten-year plan involve private fundraising, which was not the case on previous plans. We now have a better sense of the fundraising timelines for each of the projects and how that will align with our timeline for HEFF bonding.

He referenced the proposed schedule included in the item showing which projects would be funded with the proposed bonding schedule of \$55M in FY14 and \$50M in FY20. He said as with the last two ten-year plans, if HEFF bonding capacity is available sooner, the bonding schedule will be revised and they will revisit the timing and fundraising status for each of the projects. If that happens, they would first look to see if all private dollars were raised, and then look at the HEFF dollars available to determine priorities.

Dr. Kramer addressed questions that lent clarification to the information presented in the report. Regent Baloun emphasized the importance for the campuses to raise the private portion of the funds.



IT WAS MOVED by Regent Hansen, seconded by Regent Krogman to approve the proposed schedule for the 2012 Ten-Year Capital Plan. All members voting AYE. The MOTION CARRIED.

A copy of the item prepared for Ten-Year Capital Plan Priorities can be found on pages **1100** to **1101** of the official minutes.

### **FY14 INFORMAL BUDGET HEARINGS**

Dr. Kramer said that the informal budget hearings have historically been held in conjunction with the June Board meeting. Last year's format was a roundtable discussion with all of the presidents, superintendents, and the Board discussing highest priorities and key budget issues. With approval of this format, the campuses will be instructed to provide documentation similar to last year, including a short summary of their budget priorities.

If the Board agrees with this direction, a time and place will be scheduled for the June meeting and will be expected to run for approximately one to two hours. Final budget adoption will occur at the August Board meeting.

Dialogue was started with the Legislature in 2012 about further expansion of medical programs, the funding of a Physics PhD program, the need to review the purchasing power of the Opportunity Scholarship, and a performance based funding formula. He said some preliminary information will be available at the June meeting for these items.

He said the roundtable format has worked well. The Board agreed.

A copy of the item prepared for FY14 Informal Budget Hearings can be found on pages **1102** of the official minutes.

### **SOURCE OF ONE-TIME STIPEND**

Dr. Kramer said the Board was provided estimated costs of the one-time employee stipend at the March meeting. The Board requested additional details about the funding sources once the campuses had determined where they would get the dollars. The one-time stipend to employees was made in the March payroll check. Any adjustments or corrections were to be completed by April 30, 2012. The final cost of the one-time salary payment was \$11,736,423.85.

The general funds were held by BFM in a central pool and then the campuses were reimbursed for the actual amount based on payroll expenditures. The institutions had to find the dollars for all of the remaining fund sources within their budgets. The institutions were asked to document the specific source of the dollars used to make the payment and the original intended use of those dollars.

The institutions were also allowed to borrow money from the system tuition reserve to assist them with the stipend cost to be funded with tuition and student fees. Only SDSM&T will be borrowing from the pool. SDSM&T will borrow \$118,595, which will be repaid within three

fiscal years.

Dr. Kramer answered some clarifying questions.

A copy of Source of One-Time Stipend can be found on pages **1103** to **1110** of the official minutes.

### **NEW PROGRAMS**

#### **DSU Minor in Audio Production**

Dr. Paul Gough explained that Dakota State University has submitted a proposal for a baccalaureate minor in Audio Production.

DSU does not intend to request new state resources. The courses are being taught for other programs. The University has invested in the hardware and software needed to deliver the courses included in the minor.

IT WAS MOVED by Regent Morris, seconded by Regent Jewett to approve Dakota State University's proposal for a Minor in Audio Production with the usual conditions. All members voting AYE. The MOTION CARRIED.

A copy of DSU Minor in Audio Production can be found on pages **1111** to **1115** of the official minutes.

#### **SDSM&T Minor in Environmental Engineering**

Dr. Gough said South Dakota School of Mines and Technology has submitted a proposal for a baccalaureate minor in Environmental Engineering.

IT WAS MOVED by Regent Morris, seconded by Regent Jewett to approve South Dakota School of Mines and Technology's proposal for a Minor in Environmental Engineering with the usual conditions. All members voting AYE. The MOTION CARRIED.

A copy of SDSM&T Minor in Environmental Engineering can be found on pages **1116** to **1122** of the official minutes.

#### **SDSM&T Minor in Sustainability Engineering**

Dr. Gough said South Dakota School of Mines and Technology has submitted a proposal for a baccalaureate minor in Sustainability Engineering.

IT WAS MOVED by Regent Morris, seconded by Regent Jewett to approve South Dakota School of Mines and Technology's proposal for a Minor in Sustainability Engineering with the usual conditions. All members voting AYE. The MOTION CARRIED.

A copy of SDSM&T Minor in Sustainability Engineering can be found on pages **1123** to **1131** of the official minutes.

### **USD Minor in Accounting**

Dr. Gough said the University of South Dakota has submitted a proposal for a baccalaureate minor in Accounting.

IT WAS MOVED by Regent Morris, seconded by Regent Jewett to approve the University of South Dakota's proposal for a Minor in Accounting with the usual conditions.

Regent Krogram asked what benefit a minor would do for a program that already has the requirement for certification such as accounting or engineering. Dr. Gough explained that this minor is for a student not majoring in accounting; rather it would be appropriate for a student majoring in business or another area.

All members voting AYE. The MOTION CARRIED.

A copy of USD Minor in Accounting can be found on pages **1132** to **1135** of the official minutes.

### **USD Minor in International Business**

Dr. Gough said the University of South Dakota has submitted a proposal for a baccalaureate minor in International Business.

IT WAS MOVED by Regent Morris, seconded by Regent Jewett to approve the University of South Dakota's proposal for a Minor in International Business with the usual conditions. All members voting AYE. The MOTION CARRIED.

A copy of USD Minor in International Business can be found on pages **1136** to **1140** of the official minutes.

### **SECTION SIZE REPORT**

Dr. Daniel Palmer said as South Dakota's public university system advances its efforts to balance instructional effectiveness with organizational efficiency, course section size has emerged as an important performance measure. The annual *Section Size Report* evaluates the extent to which the state's six public institutions continue to meet Regental policy with respect to the minimum number of students required per course section.

He said the results are similar to last year's numbers. The overall percentage of small sections was 2.7%, which was down from last year and well under the limit. Average section sizes were up slightly from last year. And the number of large sections increased somewhat from the last year as well.

Discussion ensued regarding time to the degree as it concerns when necessary sections are offered. Regent President Johnson said we need to see how many more students need to be subjected to the large courses, and would like that data added to the report.

A copy of Section Size Report can be found on pages 1141 to 1149 of the official minutes.

### **ATHLETIC ACADEMIC REPORT**

Dr. Palmer said that *BOR Policy 5:15:7a* establishes an annual report to the Board of Regents on athlete academic performance across the six Regental institutions. The system-level report provides a comparison of athletes and non-athletes for six cohorts (2005-06, 2006-07, 2007-08, 2008-09, 2009-10, and 2010-11). To develop the report, data from the 2010-2011 academic year are examined for all degree-seeking undergraduates with an enrollment status of first-time or transfer during the Fall and/or Spring terms of each respective cohort year.

Similar to athletic academic reports of past years, the results suggest admission characteristics and opportunity scholarship participation are similar to the non-athletes. Also, athletes tend to score slightly higher ACT scores than the non-athletes. However, non-athletes tend to have better English ACT scores. Overall student athletes are doing just as well or better than their non-athlete peers. Athletes tend to take slightly more credits per semester than non-athletes, and they produce slightly higher percentages of retention.

A copy of Athletic Academic Report can be found on pages 1150 to 1174 of the official minutes.

### **STUDENT ORGANIZATION AWARDS – SOUTH DAKOTA STATE UNIVERSITY**

Marysz Rames, Vice President of Student Affairs, and Nick Wendell, SDSU Director of Student Engagement, presented SDSU's student organization awards.

Alpha Omega Epsilon accepted the award for Academic Excellence. Alpha Omega Epsilon is a social and professional women's engineering sorority. The Dietetics and Health Sciences Club accepted the award for Community Service. The Dietetics and Health Sciences Club works to promote social and professional awareness in the fields of nutrition and health. The Society of Manufacturing Engineers (SME) accepted the award for Organizational Leadership. The Society of Manufacturing Engineers is a group, primarily comprised of Manufacturing Engineering Technology and Industrial Management majors, focusing on career development.

A copy of the Student Organization Awards – SDSU can be found on pages 1175 of the official minutes.

## **THURSDAY, MAY 17, 2012**

Regent President Johnson called the meeting of the Board to order at 9:45 a.m.

### **REPORT AND ACTIONS OF THE COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS**

Regent Jewett presented the following report and actions of the Committee on Academic and Student Affairs as follows:

## **INFORMATIONAL ITEMS**

### **Institutional Items of Information**

The Committee received Institutional Items of Information submitted by Black Hills State University, Dakota State University, Northern State University, South Dakota School of Mines and Technology, South Dakota State University, University of South Dakota, South Dakota School for the Blind and Visually Impaired, and South Dakota School for the Deaf. No action required. A copy of the Institutional Items of Information can be found on pages **1178** to **1220** of the official minutes.

### **International Exchange Agreements - Participation**

The agenda was amended to remove this item. The report was not offered and the amendment was adopted as part of the committee report.

## **CONSENT CALENDAR**

### **Graduation Lists**

Approve the attached BHSU, DSU, NSU, SDSMT, SDSU, and USD graduation lists contingent upon the students' completion of all degree requirements. A copy of the Graduation Lists can be found on pages **1221** to **1273** of the official minutes.

### **Resolution of Recognition**

Recognize Susan K. Birrenkott for her years of outstanding and dedicated service to SDSBVI and South Dakota's system of public higher education. A copy of the Resolution of Recognition can be found on pages **1274** to **1275** of the official minutes.

### **Membership in South Dakota High School Activities Association - SDSBVI**

Approve the request of SDSBVI for continued membership in the South Dakota High School Activities Association. A copy of the Membership in South Dakota High School Activities Association - SDSBVI can be found on pages **1276** to **1277** of the official minutes.

### **USD Department Name Change**

Approve USD's request to change the name of the Department of Alcohol and Drug Studies in the School of Health Sciences to the Department of Addiction Studies. A copy of the USD Department Name Change can be found on pages **1278** to **1279** of the official minutes.

### **Teach for America Agreement - USD**

Approve the cooperative agreement between USD and Teach for America. A copy of the Teach for America Agreement - USD can be found on pages **1280** to **1288** of the official minutes.

### **Program Modifications - BHSU**

Approve the program modification proposals for BHSU for the MBA in Applied Management; Mass Communication: Journalism emphasis; Major in Communication Arts; and Mass Communication: Computer Publishing emphasis. A copy of the Program Modifications - BHSU can be found on pages **1289** to **1300** of the official minutes.

### **Program Modifications - DSU**

Approve the program modifications for DSU for the BBA, Management Information Systems Major; English Education; Computer and Network Security, and the Minor in Physics programs. A copy of the Program Modifications - DSU can be found on pages **1301** to **1312** of the official minutes.

### **Program Modifications - NSU**

Approve the program modifications for NSU for the BS in Human Performance and Fitness and the MEd in Teaching and Learning: Health, Physical Education, and Coaching programs. A copy of the Program Modifications - NSU can be found on pages **1313** to **1318** of the official minutes.

### **Program Modifications - SDSU**

Approve the program modifications for SDSU for the English Major- Writing Specialization; Master of Science in Human Sciences, Specialization in Adult Development in the Workplace; Master of Science in Human Sciences, Specialization in Family and Community Services; and the Masters in Nursing, Nurse Educator programs. A copy of the Program Modifications - SDSU can be found on pages **1319** to **1332** of the official minutes.

### **Program Modifications - USD**

Approve the program modifications for USD for the MFA in Art; Doctor of Medicine, MD: Economic Minor; Elementary Education, MA: Gerontology Minor; Secondary Education, MA; and the Women's Studies Minor programs. A copy of the Program Modifications - USD can be found on pages **1333** to **1354** of the official minutes.

### **Program Termination Requests - SDSU**

Approve SDSU's request to terminate the Biological Science PhD, Wildlife Sciences specialization, and the Biological Science PhD, Fisheries Sciences specialization. A copy of the

Program Termination Requests - SDSU can be found on pages 1355 to 1357 of the official minutes.

### **Terminal Degree Spreadsheet Update - USD**

Approve USD's proposed revisions to the terminal degree table. A copy of the Terminal Degree Spreadsheet Update - USD can be found on pages 1358 to 1369 of the official minutes.

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to approve the items presented on the consent agenda.

### **SUBSTANTIVE ITEMS**

#### **Intent to Plan: BHSU AS in Applied Health Sciences**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to authorize Black Hills State University to develop a proposal for an Associate of Science in Applied Health Sciences with the following conditions:

1. The University will not request new State resources, additional student fees or charges, or additional facilities to develop, implement, or maintain the proposed program. The program proposal will identify the sources and amounts of all funds needed to operate the program and the impact of reallocations on existing programs.
2. The University will research existing curricula, consult with experts concerning the curriculum, and provide assurance in the proposal that the program is consistent with current national standards and with the needs of employers.
3. The proposal will define the specific knowledge, skills, and competencies to be acquired through the program and demonstrate how each will be obtained in the curriculum.
4. The proposal will identify the specific measures to be used to determine whether individual students have attained the expected knowledge, skills, and competencies and the consequences for students who do not achieve at the expected levels.

Motion passed. A copy of the Intent to Plan: BSHU AS in Applied Health Sciences can be found on pages 1370 to 1376 of the official minutes.

#### **Intent to Plan: SDSMT BS in Applied Biological Sciences**

It was moved by Regent Kathryn Johnson and seconded by Regent James Hansen to authorize South Dakota School of Mines and Technology to develop a proposal for a Bachelor of Science in Applied Biological Sciences with the following conditions:

1. The University will not request new State resources, additional student fees or charges, or additional facilities to develop, implement, or maintain the proposed program. The program proposal will identify the sources and amounts of all funds needed to operate the program and the impact of reallocations on existing programs.

2. The University will research existing curricula, consult with experts concerning the curriculum, and provide assurance in the proposal that the program is consistent with current national standards and with the needs of employers.
3. The proposal will define the specific knowledge, skills, and competencies to be acquired through the program and demonstrate how each will be obtained in the curriculum.
4. The proposal will identify the specific measures to be used to determine whether individual students have attained the expected knowledge, skills, and competencies and the consequences for students who do not achieve at the expected levels.

Motion passed. A copy of the Intent to Plan: SDSMT BS in Applied Biological Sciences can be found on pages 1377 to 1392 of the official minutes.

### **Intent to Plan: USD BS in Medical Biology**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to authorize the University of South Dakota to develop a proposal for a Bachelor of Science in Medical Biology with the following conditions:

1. The University will not request new State resources, additional student fees or charges, or additional facilities to develop, implement, or maintain the proposed program. The program proposal will identify the sources and amounts of all funds needed to operate the program and the impact of reallocations on existing programs.
2. The University will research existing curricula, consult with experts concerning the curriculum, and provide assurance in the proposal that the program is consistent with current national standards and with the needs of employers.
3. The proposal will define the specific knowledge, skills, and competencies to be acquired through the program and demonstrate how each will be obtained in the curriculum.
4. The proposal will identify the specific measures to be used to determine whether individual students have attained the expected knowledge, skills, and competencies and the consequences for students who do not achieve at the expected levels.

Motion passed. A copy of the Intent to Plan: USD BS in Medical Biology can be found on pages 1393 to 1401 of the official minutes.

### **New Certificate Proposal – BHSU, Industrial Leadership and Management (ILAM)**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to approve BHSU's proposal for an Industrial Leadership and Management (ILAM) certificate. Motion passed. A copy of the New Certificate Proposal – BHSU, Industrial Leadership and Management (ILAM) can be found on pages 1402 to 1404 of the official minutes.

### **New Certificate Proposal – BHSU, Advanced Computer Aided Manufacturing (ACAM) Certificate**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to approve BHSU's proposal for an Advanced Computer Aided Manufacturing (ACAM) certificate. Motion



passed. A copy of the New Certificate Proposal – BHSU, Advanced Computer Aided Manufacturing (ACAM) can be found on pages 1405 to 1407 of the official minutes.

#### **New Certificate Proposal – BHSU, Mechanical Computer Aided Drafting Certificate**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to approve BHSU's proposal for a Mechanical Computer Aided Drafting certificate. Motion passed. A copy of the New Certificate Proposal – BHSU, Mechanical Computer Aided Drafting Certificate can be found on pages 1408 to 1410 of the official minutes.

#### **New Certificate Proposal – SDSU, Swine Science Certificate**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to approve SDSU's proposal for a certificate in Swine Science. Motion passed. A copy of the New Certificate Proposal – SDSU, Swine Science Certificate can be found on pages 1411 to 1413 of the official minutes.

#### **New Certificate Proposal – SDSU, Ag and Environmental Law Certificate**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to approve SDSU's proposal for an Ag and Environmental Law Certificate. Motion passed. A copy of the New Certificate Proposal – SDSU, Ag and Environmental Law Certificate can be found on pages 1414 to 1415 of the official minutes.

#### **Articulation Agreement – SDSU and LATI**

It was moved by Regent James Hansen and seconded by Regent Kathryn Johnson to approve the articulation agreements between SDSU and LATI for the Medical Laboratory Science program and the Animal Science Major: Business and Production specialization. Motion passed. A copy of the Articulation Agreement – SDSU and LATI can be found on pages 1416 to 1424 of the official minutes.

#### **Full Report**

IT WAS MOVED by Regent Jewett, seconded by Regent Hansen to adopt the report and actions of the Committee on Academic and Student Affairs. All members voting AYE. The MOTION CARRIED.

A copy of the Full Report can be found on pages 1425 to 1430 of the official minutes.

#### **REPORT AND ACTIONS OF THE COMMITTEE ON BUDGET AND FINANCE**

Regent Krogman presented the report and actions of the Committee on Budget and Finance as follows:

### **Institutional Items of Information**

The Committee received the Institutional Items of Information from BHSU, DSU, NSU, SDSM&T, SDSU, USD, SDSBVI, and SDSU. No action required. A copy of the Institutional Items of Information can be found on pages **1178** to **1220** of the official minutes.

### **Capital Project List**

The Committee received the Capital Project List that identifies the current capital improvement projects along with the Regental representative, estimated dollar amount, the source of funds for the project, and the current status of the project. The list includes the Board's second ten-year Capital Plan which was approved by the 2005 Legislature, and the Science and Laboratory facilities approved by the 2008 Legislature. Information only. A copy of the Capital Project List can be found on pages **1431** to **1435** of the official minutes.

### **Building Committee Report**

The Committee received information regarding the activities of the various building committees that had met since the last meeting as follows: the Building Committee for the SDSU Aviation Project received an update on the outcome of the purchase as well as reviewed the remodeling plans to make the building useful (ADA and simulation lab). The committee accepted and endorsed the plan that SDSU brought forward to enact the purchase and improvement plan for an existing aviation facility valued at \$925,000 with \$80,000 worth of improvements; the Building Committee for the USD Muenster Center Expansion selected Sioux Falls Construction as the construction manager at-risk for the project; the Building Committee for the SDSU Architecture, Math, and Engineering building selected Perspective/Ratio Architects as the architect/engineer group to design the project; the Building Committee for the SDSU Indoor Practice and Human Performance Facility selected JE Dunn/Henry Carlson as the construction manager at-risk for the project. Information only. A copy of the Building Committee Report can be found on pages **1436** of the official minutes.

### **Public Improvement Lien Notice – Creative Surfaces, Inc Lien –University Center Black Hills Classroom Building, Rapid City**

On April 13, 2012, Creative Surfaces, Inc. filed a lien totaling \$13,862.00, pursuant to SDCL ch 5-22 on monies held by the Board of Regents relating to the University Center – Rapid City building. The funds required to cover the lien have been segregated from other funds held for the project. The Office of the State Engineer is in contact with Creative Surfaces, Inc. to assure resolution of the dispute with the supplier and discharge of the lien. Information only. A copy of the Public Improvement Lien Notice – Creative Surfaces, Inc Lien – University Center Black Hills Classroom Building, Rapid City can be found on pages **1437** to **1442** of the official minutes.

## **CONSENT CALENDAR**

IT WAS MOVED by Regent Morris, seconded by Regent Baloun to approve the following items on the consent calendar:

### **HEFF Maintenance and Repair Project Updates**

Approve USD's request to upgrade the infrastructure in Patterson Hall for a Crystal Growth Lab Space at an estimated cost of \$496,211. Funding for this project will come from residual funds of previously approved USD HEFF projects and grant overhead funds.

Approve SDSU's request to plan for landscape improvements on Jackrabbit Green at an estimated cost of \$125,000. Funding for this project will come from residual funds of previously approved SDSU HEFF projects.

A copy of the HEFF Maintenance and Repair Project Updates can be found on pages **1443** of the official minutes.

### **Ratification of Building Naming Request – SDSU Electrical Engineering & Computer Science Building**

Ratify the naming request for SDSU of the Electrical Engineering and Computer Science building to Daktronics Engineering Hall.

A copy of the Ratification of Building Naming Request – SDSU Electrical Engineering & Computer Science Building can be found on pages **1444** to **1446** of the official minutes.

### **Capital Asset Purchases Greater Than \$500,000**

Approve USD's request to replace the artificial turf in the DakotaDome at an estimated cost of \$900,000. Funding for this purchase will come from administrative overhead and DakotaDome rental funds.

A copy of the Capital Asset Purchases Greater Than \$500,000 can be found on pages **1447** of the official minutes.

### **Student Accounts Receivable**

The committee received an update to the work that is on-going to improve the billing and collection process in an effort to minimize student receivables and improve overall collections as well as comprehensive history information of write-offs and receivables data. The bulk of the work since May 2011 has focused on: 1) the timing and efficient collection of student tuition and fees and 2) a review of collection procedures and practices. Information only. A copy of the Student Accounts Receivable can be found on pages **1448** to **1452** of the official minutes.

### **BOR Policy 5:21 – System Collection Policy**

IT WAS MOVED by Regent Baloun, seconded by Regent Morris to approve the changes to BOR Policy 5:21 – System Collection Policy. All voted AYE. The MOTION CARRIED. A copy of the BOR Policy 5:21 – System Collection Policy can be found on pages **1453** to **1456** of the official minutes.

### **BOR Policy 5:5 – Tuition and Fees: General Procedures**

IT WAS MOVED by Regent Morris, seconded by Regent Baloun to approve the recommended changes to BOR Policy 5:5 – Tuition and Fees: General Procedures. All voted AYE. The MOTION CARRIED. A copy of the BOR Policy 5:5 – Tuition and Fees: General Procedures can be found on pages **1457** to **1462** of the official minutes.

### **Laptop Computer Program Finance Lease Authority for DSU and SDSM&T**

IT WAS MOVED by Regent Baloun, seconded by Regent Morris to authorize the Executive Director to execute a financing lease with US Bank for a principal amount of \$2,292,500, at an interest rate of 3.1%, once the necessary agreement has been approved by the General Counsel as to matters of style and form. All voted AYE. The MOTION CARRIED. A copy of the Laptop Computer Program Finance Lease Authority for DSU and SDSM&T can be found on pages **1463** of the official minutes.

### **BHSU E.Y. Berry Library and Learning Center Preliminary Facility Statement**

IT WAS MOVED by Regent Morris, seconded by Regent Baloun to approve BHSU's Preliminary Facility Statement request to develop plans for the renovation of the E.Y. Berry Library and Learning Center at an estimated cost of \$4,500,000. Approval of this request will allow BHSU to move forward with their Facility Program Plan for this project. BHSU requests that a building committee be formed so they can move forward with design development and cost estimates for the project. Financing for the project will be future HEFF bonds for \$3,000,000 and \$1,500,000 in private funds. All voted AYE. The MOTION CARRIED. A copy of the BHSU E.Y. Berry Library and Learning Center Preliminary Facility Statement can be found on pages **1464** to **1466** of the official minutes.

### **BHSU Infrastructure Repair and Upgrade Preliminary Facility Statement**

IT WAS MOVED by Regent Baloun, seconded by Regent Morris to approve BHSU's Preliminary Facility Statement request to upgrade and repair their infrastructure. Approval of this request will allow BHSU to move forward with their Facility Program Plan for this project. Funding for this project will be \$4,000,000 in future HEFF bonds and \$500,000 in future BHSU HEFF M&R funds. BHSU requests that a building committee be formed to allow selection of an A/E firm to develop design and cost estimates for the project. All voted AYE. The MOTION CARRIED. A copy of the BHSU Infrastructure Repair and Upgrade Preliminary Facility Statement can be found on pages **1467** to **1469** of the official minutes.

### **Jonas Science Renovation Preliminary Facility Statement**

IT WAS MOVED by Regent Morris, seconded by Regent Baloun to approve BHSU's Preliminary Facility Statement request to renovate Jonas Science at an estimated cost of \$2,500,000. Approval of this request will allow BHSU to move forward with their Facility Program Plan for this project. Funding for this project will be \$1,250,000 in future HEFF bonds; \$850,000 in private funds; \$150,000 in federal funds; and \$250,000 in university overhead funds. BHSU requests that a building committee be formed to select an A/E firm to develop design and cost estimates for the project. All voted AYE. The MOTION CARRIED. A copy of the Jonas Science Renovation Preliminary Facility Statement can be found on pages **1470** to **1472** of the official minutes.

### **SDSM&T Utility Infrastructure Preliminary Facility Statement**

IT WAS MOVED by Regent Baloun, seconded by Regent Morris to approve SDSM&T's Preliminary Facility Statement request to upgrade their utility infrastructure at an estimated cost of \$3,240,000. Funding for this project will be \$2,740,000 in future HEFF bonds and \$500,000 in future SDSM&T HEFF M&R allocation funds. SDSM&T requests that a building committee be formed to allow selection of an A/E firm to develop design and cost estimates for the project. All voted AYE. The MOTION CARRIED. A copy of the SDSM&T Utility Infrastructure Preliminary Facility Statement can be found on pages **1473** to **1476** of the official minutes.

### **SDSU Performing Arts Center Theatre and Music Education Addition Preliminary Facility Statement**

IT WAS MOVED by Regent Baloun, seconded by Regent Morris to approve SDSU's Preliminary Facility Statement request to construct an addition to the Performing Arts Center at estimated cost of \$33,103,713. Approval of this request will allow SDSU to move forward with their Facility Program Plan for this project. Funding for this project will be \$13,000,000 in future HEFF bonds and \$20,103,713 in private funds. SDSU requests that a building committee be formed to select an A/E firm to develop design and cost estimates for the project. All voted AYE. The MOTION CARRIED. A copy of the SDSU Performing Arts Center Theatre and Music Education Addition Preliminary Facility Statement can be found on pages **1477** to **1482** of the official minutes.

### **SDSU Visual Arts Facility Preliminary Facility Statement**

IT WAS MOVED by Regent Baloun, seconded by Regent Morris to approve SDSU's Preliminary Facility Statement request to renovate or construct a Visual Arts Facility at an estimated cost of \$12,400,000. Approval of this request will allow SDSU to move forward with their Facility Program Plan for this project. Funding for this project will be \$7,500,000 in future HEFF bonds and \$4,900,000 in private funds. SDSU requests that a building committee be formed to select an A/E firm to develop project design and cost estimates. All voted AYE. The MOTION CARRIED. A copy of the SDSU Visual Arts Facility Preliminary Facility Statement can be found on pages **1483** to **1488** of the official minutes.

## **Full Report**

IT WAS MOVED by Regent Baloun, seconded by Regent Jewett to adopt the report and actions of the Committee on Budget and Finance. All members voting AYE. The MOTION CARRIED. A copy of the Full Report can be found on pages **1489** to **1494** of the official minutes.

## **APPOINTMENT OF DSU PRESIDENTIAL SEARCH COMMITTEE**

Executive Director Jack Warner gave a brief summary of the DSU presidential search process. He said in order to formally commence the DSU presidential search, Board President Johnson appointed the following Regents to the Presidential Search Committee for the selection of the next president at DSU: Harvey Jewett, Chair; Randy Schaefer; Carole Pagonis; and Kathryn Johnson. This committee held meetings on campus on April 26, 2012 with representatives of the faculty, career service employees, exempt staff, administrators, students, alumni, community, and foundation to discuss the search process and to request nominations of individuals from each of the constituent groups to serve on the Presidential Search Committee. Members will include the Regents listed above, one administrator, one exempt employee, one career service employee, two students, two faculty, one foundation representative, one alumni representative, one community representative, one member at-large, and one system president.

IT WAS MOVED by Regent Hansen, seconded by Regent Krogman to approve the following members on the DSU Presidential Search Committee: Community-DeLon Mork; DSU Foundation-Larry Canfield; Alumni-Michael Halverson; Administration-Omar El-Gayar; Career Service Employees-Susan Eykamp; Non-Faculty Exempt Employees-Margaret (Peg) O'Brien; Faculty-Jack Walters, Amit Vijay Deokar; Students-Sara Irvine, Eric Schwandt; Institutional Collaboration-Robert Wharton; and Member At-Large-Tammy Miller.

All members voting AYE. The MOTION CARRIED.

A copy of the Appointment of DSU Presidential Search Committee can be found on pages **1175** to **1176** of the official minutes.

## **ADJOURN**

IT WAS MOVED by Regent Hansen, seconded by Regent Baloun to adjourn the meeting of the Board of Regents on May 17 at 9:53 a.m. All members voting AYE. The MOTION CARRIED.

The South Dakota Board of Regents adjourned its regular meeting on May 16-17, 2012 and will meet again in regular session on June 28-29 in Madison, South Dakota.

I, Jack Warner, Executive Director and CEO of the South Dakota Board of Regents, declare that the above is a true, complete and correct copy of the minutes of the Board of Regents meeting held on May 16-17, 2012.

A handwritten signature in black ink, appearing to read "Jack Warner", with a long horizontal flourish extending to the right.

Jack Warner  
Executive Director and CEO