

**BOARD OF REGENTS
MINUTES OF THE MEETING
October 12-13, 2011**

CONTENTS

WELCOME AND PRESENTATION BY USD PRESIDENT JAMES ABBOTT	2752
APPROVAL OF THE AGENDA	2752
APPROVAL OF THE MINUTES	2752
REPORT AND ACTIONS OF EXECUTIVE SESSION Personnel Actions	2753; 2778-2915
REPORT OF THE COUNCIL OF PRESIDENTS AND SUPERINTENDENTS	2754
REPORT AND ACTIONS OF THE EXECUTIVE DIRECTOR Interim Actions of the Executive Director	2754; 2916-2920
RESOLUTION TO RECOGNIZE DAVID PAPPONE AND JIM HOLBECK AND THE SCHOOL DISTRICTS OF BRANDON VALLEY AND HARRISBURG FOR THEIR WORK IN DEAF EDUCATION	2754; 2921-2924
STUDENT FEDERATION REPORT	2755
HIGH SCHOOL TO COLLEGE TRANSITION UPDATE	2755-2756; 2925-2954
OFF-CAMPUS EDUCATION REPORT	2756; 2955-2984
BOR POLICY CHANGES	
BOR Policy 2:29 Definitions of Credits and Related Institutional Requirements	2756
Credit Hour Limits	2756-2758; 2985-2987
Last Credits Earned Exception	2758-2759; 2988-2989
BOR Policy 2:5 Transfer of Credit	2759; 2990-2991
BOR Policy 5:17 Instructional Funding	2759-2760; 2992-2993
BOR Policy 4:24 Reduction in Force Career Service Employees	2760; 2994-2998
BOR Policy 4:36 Payroll Practices	2760-2761; 2999-3004
BOR Policy 4:47 Background Checks	2761; 3005-3010

SDSU RESIDENCE HALL CONSTRUCTION AND DINING SERVICES EXPANSION – FACILITY PROGRAM PLAN	2761-2763; 3093-3098
HOUSING AND AUXILIARY FACILITIES SYSTEM REVENUE BONDS, SERIES 2011	2763-2765; 3099-3243
USD STUDENT ORGANIZATION AWARDS	2765; 3662
REPORT AND ACTIONS OF THE COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS	2765
Institutional Items of Information	2765-2766; 3254-3286
Annual Curriculum Summary Report	2766; 3287-3336
Master of Architecture Accreditation – SDSU	2766; 3337-3344
Institutional Program Review Schedule	2766; 3345-3361
SDSU Program Review	2766; 3362-3397
Program Modifications – USD	2766; 3398-3406
Program Modifications - Associate of Arts in General Studies, Bachelor of General Studies	2766; 3407-3411
BHSU Reorganization	2767; 3412-3415
Cooperative Agreement - USD and Ostfalia University of Applied Science, Wolfenbuttel, Germany	2767; 3416-3421
Cooperative Agreement - USD and the Institute for the International Education of Students, Chicago, Illinois	2767; 3422-3440
Cooperative Agreement - SDSMT and China University of Mining and Technology, Beijing, China	2767; 3441-3443
Cooperative Agreement - SDSMT and China University of Geosciences, Beijing, China	2767; 3444-3446
Articulation Agreement - SDSU and Oglala Lakota College	2767-2768; 3447-3451
Resolutions of Recognition	2768; 3452-3453
SDSBVI Advisory Council Appointments	2768; 3454-3455
New Certificate Program - USD, Mental Health Counseling Certificate, Graduate Programs Delivered Off-Campus	2768; 3456-3457
Program Productivity Review	2768; 3458-3465
IDEA Survey Administration	2768; 3466-3469
Intent to Plan: DSU M.S. in Applied Computer Science	2768; 3470-3480
Intent to Plan: NSU Master of Music Education	2769; 3481-3497
Intent to Plan: USD B.S./B.A. in Sustainability	2769; 3498-3507
FULL REPORT	2769-2770; 3508-3520
	2770; 3521-3527

REPORT AND ACTIONS OF THE COMMITTEE ON
BUDGET AND FINANCE

	2770
Institutional Items of Information	2770; 3254-3286
Capital Project List	2770; 3528-3531
Building Committee Report	2771; 3532-3533
FY12 Operating Budgets	2771; 3534-3555
Public Improvement Contract Lien – USD Slagle Auditorium Renovations	2771-2772; 3556-3620
M & R Institutional Reports	2772; 3621
Ratifications of SDSU CES Leases	2772; 3622-3631
USD Property Acquisition	2772-2773; 3632-3638
USD Easements	2773; 3639-3657
FULL REPORT	2774; 3658-3661

MOBILE COMPUTING – PROFESSIONAL DEVELOPMENT
UPDATE

2774; 3011-3070

NEW PROGRAM – SDSU M.S. IN COMPUTER SCIENCE

2774-2775; 3071-3083

NEW SITE REQUEST – USD MASTER OF PUBLIC
ACCOUNTANCY

2775; 3084-3092

SDSMT MASTER PLAN

2775-2777; 3244-3253

ADJOURN

2777

**BOARD OF REGENTS
MINUTES OF THE MEETING
October 12-13, 2011**

The South Dakota Board of Regents met on October 12-13, 2011 in the Muenster University Center, Ballroom 225ABC at the University of South Dakota, Vermillion, South Dakota, with the following members present:

Kathryn Johnson, President
Randy Schaefer, Secretary
Terry Baloun, Regent
James Hansen, Regent
Harvey Jewett, Regent
Carole Pagones, Regent
Randy Morris, Regent
Patrick Weber, 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, Associate Vice President for Academic Affairs; Daniel Palmer, Director of Institutional Research; Gary Johnson, System Vice President of Research; Paul Gough, Director of Policy and Planning; Janice Minder, 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; Doug Knowlton, DSU; Kay Schallenkamp, BHSU; James Smith, NSU; Robert Wharton, SDSM&T; Mark Lee, UC-Sioux Falls; Carlos Beatty, Jr, Brian Vogel, Jerald Farke, Tyler Vogel, SDSMT SA; Brittney Seitz, BHSU SA; Kristi Griffith, Rebecca Allen, Michael Stockert, Kody Kyriss, Jamie Golden, NSU SA; Kaytlin Pelton, Shad Christman, Daniel Vellek, Jessica Hall, Evan Robb, Mike Ravenhorst, Daniel Roberts, Rebecca Powell, Anthony Sutton, Jameson Bereth, Brian Gottlob, SDSU SA; Collin Michels, Katie Wagner, USD SA; Brett Monson, Rory Fenske, Student Federation; Matt Fuks, SDSU Alumni Association.; Kayla Prasek, USD - The Volante; Gary Aguiar COHE/SDEA; Alan Aldrich, Michael Lawer, Kurt Hackemer, Laura Janski, Sheila Gestring, Roberta Ambur, Ron Lindahl, USD; Tim Henderson, Duane Hrcir, SDSMT; R. Lee Ginsbach, SDSD/SDSBVI; Stacy Krusemark, Omar El Goyor, Jesse Wise, Cecelia Wittmayer, DSU; Lewis Brown, Lauri Nichols, SDSU; Lois Flagstad, Rod Custer, BHSU; students, faculty and members of the press.

TUESDAY, OCTOBER 11, 2011

The Regents convened in open session at 6:00 p.m. on Tuesday, October 11, 2011, in Room 212 of the Muenster University Center at the University of South Dakota.

IT WAS MOVED by Regent Hansen, seconded by Regent Baloun that the Board of Regents Convene and Dissolve into Executive Session at 6:00 p.m. on Tuesday, October 11, 2011, 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, October 12, 2011, in order to discuss personnel matters; pending and prospective litigation, collective bargaining matters, 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, OCTOBER 12, 2011

Regent President Kathryn Johnson called the meeting of the Board of Regents to order at 1:36 p.m. on October 12, 2011, and declared a quorum present. She introduced a new component to the Board meeting format that allows the host president time to showcase university work.

WELCOME AND PRESENTATION BY USD PRESIDENT JAMES ABBOTT

President Abbott welcomed the Regents and the audience to the campus of the University of South Dakota. He extended an invitation to the audience to attend the reception tonight in the medical school lobby after the full board meeting. President Abbott introduced Laura Jenske, Director of Research at USD. Dr. Jenske made a brief presentation about crystal growth and underground physics laboratory research at USD. She explained that there are niche markets available for these custom wafers of crystals that create opportunities for collaboration with entrepreneurs in small business ventures. She explained that this particular research is a good opportunity for South Dakota to stay integrated in physics research.

APPROVAL OF THE AGENDA

Dr. Warner referenced the following revised items: Item M Housing and Auxiliary Facilities System Revenue Bonds Series 2011, Item N-4 BOR Policy 4:24 Reduction in Force Career Service Employees, Item N-5 BOR Policy 4:36 Payroll Practices, and Item N-6 BOR Policy 4:47 Background Checks

IT WAS MOVED by Regent Morris, 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 Baloun, seconded by Regent Schaefer to approve the minutes of the August 9-11, 2011 meeting as printed and distributed. All members voting AYE. The MOTION CARRIED.

REPORT AND ACTIONS OF EXECUTIVE SESSION

Upon convening at 6:00 p.m. on Tuesday, October 11, 2011, 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, October 12, 2011, in order to discuss personnel matters; pending and prospective litigation, collective bargaining matters, 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 Schaefer reported that while in executive session, the Board considered personnel matters, pending and prospective litigation, and collective bargaining matters and gave directions to its executive director and general counsel concerning these matters.

IT WAS MOVED by Regent Jewett, seconded by Regent Schaefer 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 2778 to 2915 of the official minutes.
2. Approve administrative actions as requested by SDSMT to appoint Christy Horn for the position of Vice President of University Advancement at the annualized salary of \$130,000 effective August 22, 2011 and BHSU to appoint Dr. Craig Johnson to the position of Dean of the University Center – Rapid City at the annualized salary of \$90,000 effective October 11, 2011; and by USD to make salary adjustments for the following vice-presidents: Sheila Gestring, Vice President of Finance and CFO, at the annualized salary of \$135,000 effective October 22, 2011; Roberta Ambur, Vice President Administration & Information Technology, at the annualized salary of \$135,000 effective October 22, 2011; and Jeffrey Baylor, Vice President Marketing, Enrollment & Student Service, at the annualized salary of \$127,500 effective October 22, 2011.
3. Approve awarding two (2) years of prior service credit toward tenure for Garth Spellman (BHSU); two (2) years of prior service credit toward tenure for Peter Sexton (SDSU); and three (3) years of prior service credit toward tenure for Andrew Shim (USD).
4. Approve SDSMT's request to award an honorary Doctor of Science degree to Patricia D. Galloway and invite Dr. Galloway to serve as speaker for the fall 2011 commencement.
5. Approve the leave request for Scott J. Kenner for the academic year of 2012-2013 (SDSMT).
6. Approve USD's requests to grant rank and tenure to Carla Dieter at the time of her appointment as Chair and Professor of the Nursing Program and to Dr. Timothy Farrell at the time of his appointment as Chair and Professor of the Department of Music.

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 September 27 in Pierre where they discussed most of the items that appear on the agenda for this meeting. Along with these items, they had a discussion about how to best incorporate the happenings of the universities into the Board of Regents meetings, thus, emerging the idea of incorporating time for the host president to showcase part of the university, as seen today by President Abbott. Dr. Warner explained that they talked about potential legislation for this upcoming legislative session. They discussed the Complete College America policy audit, the teacher preparation redesign group, and the potential changes to the program productivity review processes. Furthermore, they reviewed a number of policy changes that are on the agenda as well as a number of audit findings that came from the last audit conducted. He said there were more findings in the audit than he or the Regents have tolerance for, so the campuses need to have continual attention paid to these issues.

REPORT AND ACTIONS OF THE EXECUTIVE DIRECTOR

Dr. Warner reported that the Student Federation had a meeting at the central board office on September 23. He said it was a productive meeting with a dozen agenda items covered. Included in the topics discussed was a request for support of the salary enhancement fee if there is salary policy this next fiscal year. They also discussed changes in the faculty evaluation process and how students can dispose of complaints. Mobile computing, the 120 credit hour requirement, and many other measures were discussed to keep students fully informed.

Dr. Warner also reported that this fall's series of Town Hall Meetings held throughout the state have been lively conversations with questions posed by community members and addressed by individual campuses, Regents, or himself. He thanked the Regents and the campuses for their support in this effort.

Dr. Warner referenced the Interim Actions taken by the Executive Director on behalf of the Board of Regents. A copy can be found on pages **2916** to **2920**

RESOLUTION TO RECOGNIZE DAVID PAPPONE AND JIM HOLBECK AND THE SCHOOL DISTRICTS OF BRANDON VALLEY AND HARRISBURG FOR THEIR WORK IN DEAF EDUCATION

Regent President Kathryn Johnson acknowledged David Pappone and Jim Holbeck and their school districts of Brandon Valley and Harrisburg, respectively, along with their Special Education Directors. They've done a phenomenal job in their role of educating deaf and hearing impaired students in South Dakota.

A copy of the Resolutions to Recognize David Pappone and the Brandon Valley School District as well as Jim Holbeck and the Harrisburg School District can be found on pages **2921** to **2924** of the official minutes.

STUDENT FEDERATION REPORT

Mr. Brett Monson, student federation executive director, reported that 37 students attended the student federation meeting last evening. He explained that with student education days coming up, they are looking at finalizing their legislative lists. They are also working on a legislative newsletter piece. Mr. Monson said the student federation passed a couple of resolutions pertaining to the goals of student federation, including increasing the knowledge base to educate their constituencies, increasing student voting throughout the state, having pronounced stances on student issues, and helping international/out-of-state students have a voice in the state legislature.

Regent President Johnson said the Regents appreciate the student federation's long-range planning. She asked for more information about the students' perspective on the meeting held at the central board office in September.

Mr. Monson reported that at the September 23 meeting at the Board's central office in Pierre they talked about the academic calendar. They discussed the model for student education days during the legislative session; after which they decided on making two separate visits to Pierre to inform legislators of higher education and the strong impact that it makes. He said there are some mixed reactions to the salary enhancement policy, so at this point he doesn't feel he can give a summarized description of their thoughts on the topic.

HIGH SCHOOL TO COLLEGE TRANSITION UPDATE

Dr. Daniel Palmer explained that the South Dakota *High School to College Transition Report* is an annual report developed by the South Dakota Board of Regents intended to further develop communication between South Dakota high schools and the Regental system. He said that each year high school administrators are provided a range of valuable data (e.g., ACT scores, first-year GPA, retention, remedial enrollment, advanced placement, etc.) for their graduates after the first year of college to give feedback on how adequately prepared for success these students are at the post-secondary level. Dr. Palmer said that overall remediation was slightly higher this year than last.

Discussion ensued about the proficiency exam, the percentage of high school students meeting bench marks, and the annual report ACT gives to the Executive Director of the Board of Regents and to the Secretary of Education.

Regent Jewett asked about the people who needed remediation and how they scored on the CAAP exam. He asked if they've had remediation in math, do they appear to perform well on the CAAP exam in their junior year. Dr. Paul Turman explained that they have done some analysis and have seen a level of success. He said that 95% of the students who sit for the CAAP examination require no remediation, and only 1.7% of the students who fail to meet one of the qualifying scores eventually are denied re-entry into the system. Since this percentage is a reflection of student ability to pass any one of the four CAAP examinations, it is realistic to assume that remedial students do have a level of success in meeting the CAAP requirement if they can successfully pass the developmental course.

A copy of the High School to College Transition Update can be found on pages 2925 to 2954 of the official minutes.

OFF-CAMPUS EDUCATION REPORT

Dr. Palmer reported that the *FY2011 Off-Campus Education Report* merges material from an assortment of related reports that in previous years had been presented separately: 1) the *Electronic University Consortium (EUC) Annual Report*, 2) the *University Centers Annual Report*, and 3) various ad hoc analyses of distance education data. The goal of this integrated report is to provide a streamlined summary of performance data related to SDBOR's multiple off-campus delivery initiatives.

Dr. Palmer provided an overview of the key observations examined in the *Full Report*. He explained that the highlights include (1) students who are utilizing these systems: undergraduates, part-time students, female students, and students with a non-degree seeking major code. He explained that the report indicates that undergraduate students take about 40% of their course work through distance education and that the total numbers rose for distance education since last year.

The Regents asked questions and engaged in conversation about the report that is brought to them annually regarding the University Centers. They asked for and received clarification that this report does not replace the annual report, but rather, acts as a supplement to that information.

Regent Jewett asked Dr. Palmer and Dr. Turman to ensure there are still annual reports of the University Centers. Regent Baloun asked for the annual report with some of these numbers plugged back into it.

Regent President Johnson said she was surprised by information in the report because to get federal financial aid she thought students needed to be degree-seeking. Dr. Palmer explained that University Centers don't necessarily attract traditional students, so the students may only take one course at a time.

A copy of the Off-Campus Education Report can be found on pages 2955 to 2984 of the official minutes.

BOR POLICY CHANGES

BOR Policy 2:29 Definitions of Credits and Related Institutional Requirements

Credit Hour Limits

Regent President Johnson gave an introduction to the topic of credit hours and the policy change request.

Dr. Sam Gingerich noted that the South Dakota system of higher education does not have any policies proscribing the number of credit hours required for a degree. Rather, by convention, the system adopted a standard of 128 credit hours for a baccalaureate degree and 64 credit hours for an associate degree.

Dr. Gingerich referred to a summary of requirements of other states showing that by far the most common minimum standard is 120 credit hours.

He explained that the proposed policy change requiring the 120 credit hour limit does include the caveat that the Board may grant exceptions to these limits for programs that must comply with specific standards established by external accreditation, licensure, or regulatory bodies.

Dr. Gingerich laid out the two main arguments that have been identified in opposition to this policy change: (1) the quality of the degree and (2) the fiscal impact that relates to this change in policy.

Regent Morris spoke in favor of this policy change. He said he doesn't believe there will be a dumbing down in quality. There is no evidence that the quality of the degree decays and when considering a student who closely follows his or her degree path, there is a potential for a 6.7% savings in tuition.

Regent Pagonis said that she speaks with many students/parents who chose a private institution or another state's university instead of a South Dakota public university because of the lesser number of credits required for the degree. The students have a greater chance of graduating in four years.

Regent Schaefer asked for clarification on the exception written into the policy. Dr. Gingerich said that the exception is for things such as degree programs that need accreditation and for that accreditation need extra training to meet the requirements.

Dr. Warner explained that rather than numbers of credit hours, the focus should be on knowledge gained.

Regent Jewett said that there is a possibility that the exception policy is written too tightly.

Regent Hansen said he has been working for this change for many years. He said this change would be helpful to students and is demonstrated as a workable process for 40 other states. He would highly recommend approval.

Regent Weber said this is the only realistic option to lowering the cost of education. This is a step we can take with minimal impact. He supports this whole-heartedly.

Regent Jewett said he is very concerned about this. When it first came up, all universities said they needed the 128 credits. Now, though, we are looking at this differently. 43 states have already gone this direction, but he wonders about whether or not their circumstances were similar (i.e. having taken years of cuts like we have). He believes students will take eight less

credits; which could mean we'll approach a cut of approximately \$10 million dollars. His concern is related to the financial impact. He is not worried about the quality issue.

Regent Baloun said he is also concerned about the financial implications.

Regent Jewett said that if this policy change passes, he'd like it to include an amendment that allows the executive director more power in granting exceptions. Dr. Warner agreed this is a very reasonable amendment.

Dr. Warner said faculty members have raised issues of the potential erosion of quality, but he doesn't believe this will be the case. He explained that they've been working on every academic level to have faculty focus on students' demonstrated learning outcomes. He said the major difference this policy change will impact will be the range of course choices for the students. He said at this point we know that students take more courses than required. They wander through the curriculum and take courses that they want to take, so he does not worry about quality.

Regent President Johnson said she agrees with Regent Jewett that this is a trend because of the increasing cost of college.

Dr. Warner proposed an amendment to the policy change revision. He suggested that after the sentence that ends with "...licensure or regulatory bodies" The amendment should read "or for other compelling reasons approved by the executive director in consultation with the Board of Regents president."

IT WAS MOVED by Regent Weber, seconded by Regent Hansen to approve the proposed revisions to policy 2:29 to establish a 120-credit hour limit for baccalaureate programs and a 60-credit hour limit for associate degrees with the following amendment:

After sentence that ends with "...licensure or regulatory bodies." Amendment should read "or for other compelling reasons approved by the executive director in consultation with the Board of Regents president."

Seven members voting AYE. Regent Jewett opposed. The MOTION CARRIED.

A copy of BOR Policy 2:29 Definitions of Credits and Related Institutional Requirements as it relates to Credit Hour Limits can be found on pages 2985 to 2987 of the official minutes.

Last Credits Earned Exception

Dr. Gingerich explained that Section C (2) of Board Policy 2:29 establishes that a student earning a baccalaureate degree must complete 16 of the last 32 credits earned from the institution awarding the degree. For students spending their senior year studying abroad, this could serve as a barrier since credits earned during these experiences are commonly treated as transfer work. A revision to Section C (2) allows the institutional chief academic officer to waive this requirement.

Regent Jewett suggested that the numbers in C (1) and C (2) be changed to make them consistent with the change just made to the credit hour requirements. Dr. Gingerich said there are a number of policies that will need to be updated to make this consistent.

IT WAS MOVED by Regent Hansen, seconded by Regent Schaefer to approve the revision to BOR policy 2:29 to allow the institutional chief academic officer to grant an exception to the requirement of completion of the last credits earned from the institution. All members voting AYE. The MOTION CARRIED.

A copy of BOR Policy 2:29 Definitions of Credits and Related Institutional Requirements as it relates to the Last Credits Earned Exception can be found on pages 2988 to 2989 of the official minutes.

BOR Policy 2:5 Transfer of Credit

Dr. Gingerich said the Regental institutions are taking steps to increase the opportunities for students to study abroad. The most common strategy being used to promote these options is the development of partnerships with colleges and universities around the world. Typically, these partnerships are established by agreements that guide a range of opportunities for students, faculty, and staff. Imbedded within these agreements are guidelines that govern options for cross enrollment of students in common programs of study. Since curricula offered are very similar, students can commonly enroll in required courses offered at the partner university.

Existing policy states that while credits may be transferred in from universities outside the United States, the letter grades for these courses are not recorded. Rather, by policy these are transcribed as “CR”, the grade assigned in these cases. Since there are situations where it would be desirable to allow for transfer of grades, for instance, when the courses in question are courses required for the major, this is a disincentive for many students.

The proposed change to allow the institutional chief academic officer to allow the transfer of grades when appropriate will permit some flexibility.

IT WAS MOVED by Regent Hansen, seconded by Regent Schaefer to approve the proposed revision to BOR policy 2:5, Section 9 to allow transfer of grades from international institutions with approval of the institutional chief academic officer. All members voting AYE. The MOTION CARRIED.

A copy of BOR Policy 2:5 Transfer of Credit can be found on pages 2990 to 2991 of the official minutes.

BOR Policy 5:17 Instructional Funding

Dr. Gingerich explained that for more than a decade, the Regental system has used the 4/7/10 rule to require the universities to use instructional resources efficiently as the curriculum is delivered, limiting the number of low enrolled courses that an institution can offer annually.

This policy has had the desired effect, with documented increased productivity. In addition to this, now that the system has moved to a different funding model, each institution is expected to manage resources based on revenues received. As a result, campuses are expected to be more entrepreneurial as courses are delivered.

In this light, campuses are rethinking summer offerings. The Agreement with COHE does allow for institutions to negotiate reduced salaries for faculty members teaching summer school (overload) courses, if enrollments fall below expected limits. Thus, it should be possible to profitably offer a broader set of courses during this term.

However, this option is not being used since the 7/10 rule is also in effect. Even if the course enrolling fewer students could be offered profitably because a faculty member accepted a reduced salary, campuses are unwilling to do this because it counts against established yearly limits. To address this, a revision is proposed to Section 4 of Policy 5:17 to remove the summer term from the pool, allowing the campuses more flexibility. This will permit the campuses to be more entrepreneurial during the summer term.

IT WAS MOVED by Regent Hansen, seconded by Regent Schaefer to approve the proposed revision to BOR 5:17 Instructional Funding to remove the summer term from the exception limit pool. All members voting AYE. The MOTION CARRIED.

A copy of BOR Policy 5:17 Instructional Funding can be found on pages 2992 to 2993 of the official minutes.

BOR Policy 4:24 Reduction in Force Career Service Employees

Dr. Janice Minder said that this policy is being modified due to the change in the Administrative Rules of South Dakota (ARSD). Specifically, the right to appeal a reduction in force has been repealed. Employees are no longer able to appeal a reduction in force.

They are, however, able to appeal if there is a misinterpretation, misapplication, or violation of any existing agreement, contract, policy or rule, excluding overtime pay issues, as they apply to the conditions of employment. The appeal shall be made pursuant to the departmental grievance procedure (ARSD 55:01:13:04.03 Other Appeals).

IT WAS MOVED by Regent Hansen, seconded by Regent Schaefer to approve BOR Policy 4:24. All members voting AYE. The MOTION CARRIED.

A copy of BOR Policy 4:24 Reduction in Force Career Services Employees can be found on pages 2994 to 2998 of the official minutes.

BOR Policy 4:36 Payroll Practices

Dr. Minder explained that BOR Policy 4:36 has two new additions titled Payroll Errors (section 12) and Termination and Deferred Payroll (section 13). The additional sections provide a

standard process of how to handle over payments, under payments, and terminated employees wishing to be terminated in payroll.

IT WAS MOVED by Regent Hansen, seconded by Regent Schaefer to approve BOR Policy 4:36. All members voting AYE. The MOTION CARRIED.

A copy of BOR Policy 4:36 Payroll Practices can be found on pages 2999 to 3004 of the official minutes.

BOR Policy 4:47 Background Checks

Dr. Minder explained that as more information becomes available through the media and the World Wide Web, it is important to reference the use of such public information in BOR policy due to the implications of discrimination, authenticity, and privacy.

Therefore, after research and review, the Human Resource Directors recommend the Fair Credit Reporting Act notice and disclosure provisions be followed in the event information has impacted the hire of an applicant. This involves informing all applicants when they submit their application that an Internet search may be conducted in addition to reference checks, confirmation of employment and other background investigation. This notice would be included in the position announcement (job posting) for each position via BOR Policy.

BOR Policy 4:47 has been modified to insert language notifying applicants that the Regental system may review public information on the web in addition to all other background and reference checks. BOR policy has already been linked to our application posting site which will permit the new amended language to be visible once approved and posted.

SDBOR already complies with the Fair Credit Reporting Act, and the addition of this section will also provide for notification and explanation of the finding by the applicant.

Regent Jewett clarified that the personnel file is not a public record.

IT WAS MOVED by Regent Hansen, seconded by Regent Schaefer to approve BOR Policy 4:47. All members voting AYE. The MOTION CARRIED.

A copy of BOR Policy 4:47 Background Checks can be found on pages 3005 to 3010 of the official minutes.

SDSU RESIDENCE HALL CONSTRUCTION AND DINING SERVICES EXPANSION – FACILITY PROGRAM PLAN

Dr. Monte Kramer, SDSU Director of Student Life Marysz Rames, and SDSU Vice-President of Finance Wes Tschetter explained that there are some changes/additions to the material provided to the Board on this topic.

Dr. Kramer noted that the Facility Program Plan approval was scheduled for December, but the escalation of the timeline for issuing the bonds required approval at this meeting. The debt service plan for the bonds will require a \$1.00 per credit hour increase on GAF, and a 5% increase to all residence hall rates for the next two years. Mr. Tschetter clarified that the 5% increase is a total increase and not in addition to the normal inflationary increase. Dr. Kramer suggested that the recommended action should be revised to include approval of a \$1.00 GAF increase for FY13 and a 5% increase on all residence hall rates at SDSU for the next two years. The fee increases must be approved by the Board before approving the bonds as the revenue is needed to debt service the bonds. Requesting the fee increase was an oversight by SDSU.

Dr. Kramer summarized that South Dakota State University requests approval of their Facility Program Plan to construct a new residence hall and associated dining facilities at an estimated cost of \$51,065,460.00. The Board approved the Preliminary Facility Statement at their March 2011 meeting.

Ms. Rames explained that the construction project would distribute 800 beds between five buildings involving approximately 206,580 square feet. The estimated cost for the residential facilities is \$44,000,000. The project may also include the remodel of Brown Hall depending on the bids and final cost of the new facilities.

The dining expansion on the southeast corner of the Union would cover 9,690 square feet plus an additional 1,500 square feet in Hansen Hall. The estimated cost of the project is \$7,065,460. The Student Union remodel may include the following components: 1) Adding 6,300 square feet of dining space, 2) Moving the bakery from Medary and adding 5,000 square feet of kitchen space, 3) Extending the central part of the building so the main street extends through dining and Volstorf area, 4) Remodeling offices and restrooms, moving the loading dock, 5) Remodeling 1,500 square feet in Hansen Hall for a food service venue.

Ms. Rames continued by saying that in March 2011 SDSU brought forth to the Board its completed campus planning for the residence halls and updated dining services. SDSU is moving in this direction because they are focused on student success and want to create environments that support this.

Regent Baloun said being on both of these building committees, he would make the motion for approval. He said there is nothing different being proposed than what the Board approved in March.

Regent Schaefer asked if the 5% increase is for all students. Mr. Tschetter said that yes, all students would be charged the 5% increase.

Regent Hansen emphasized that every university is on the hook for all buildings put on this bond.

Regent Weber asked about the student federation's participation. Ms. Rames said the student association saw the master plan in the spring and met with the leadership team this summer. They are here today for further discussion with the board if necessary.

Regent Weber commended the group at SDSU for including students in this process. However, he feels that when there is an 11th hour change, students don't get the opportunity to fully understand and to voice their thoughts.

IT WAS MOVED by Regent Baloun, seconded by Regent Pagonos to approve the Facility Program Plan for the SDSU Residence Hall Construction and Dining Service Expansion and to approve an increase to the SDSU General Activity Fee by \$1 in FY2013 as well as approve a total rate increase to SDSU residence hall rates of 5% for the next two years, totaling a 10% increase. Six members voting AYE. Regent Weber and Regent Hansen opposed. The MOTION CARRIED.

A copy of the SDSU Residence Hall Construction and Dining Services Expansion – Facility Program Plan can be found on pages 3093 to 3098 of the official minutes.

HOUSING AND AUXILIARY FACILITIES SYSTEM REVENUE BONDS, SERIES 2011

General Counsel James Shekleton noted a replacement page to the action item. He explained that this proposed bond series will provide the necessary financing for a number of projects previously approved by the Board. The Northern State University Student Union remodel and expansion project, the South Dakota State University 800 bed residence hall project and associated student union dining expansion, Hansen Hall eatery project, parking expansion, and purchase of properties for married student housing are all projects that are included.

The total project proceeds for SDSU would be \$57.7M and for NSU would be \$6.0M. Total capitalized interest is estimated at \$2.6M and bond issuance costs are estimated at \$647k. The total sources and uses are estimated at \$66.9M.

The bond counsel for the Projects prepared five appropriate resolutions to proceed with the next phases of the financing. Dr. Shekleton said each action should be approved on separate motion and seconded, and a roll call vote on each should be taken and recorded.

IT WAS MOVED by Regent Morris, seconded by Regent Schaefer to authorize the issuance of an additional series of Bonds under the Amended and Restated Bond Resolution adopted by the Board on October 21, 2004 (the "*Original Resolution*"), to finance the Projects (Attachment II – Seventh Supplemental System Revenue Bond Resolution (the "*Seventh Supplemental Bond Resolution*")), capitalized interest and costs of issuance.

AYE: Jewett, Johnson, Morris, Pagonos, Schaefer, Weber, Baloun, Hansen

NAY:

ABSENT: Krogman

MOTION CARRIED.

IT WAS MOVED by Regent Morris, seconded by Regent Schaefer to approve the contract with the underwriter, BMO Capital Markets GKST Inc., who will market the Bonds for the Board; *provided, however*, that the aggregate amount of Bonds sold pursuant thereto shall not exceed

\$68,000,000, shall mature not later than April 1, 2037, shall bear interest at a true interest cost not exceeding 5.50%, and shall be sold at an underwriter's discount of not more than 0.625% (Attachment III – Bond Purchase Agreement);

AYE: Jewett, Johnson, Morris, Pagonos, Schaefer, Weber, Baloun, Hansen
NAY:
ABSENT: Krogman
MOTION CARRIED.

IT WAS MOVED by Regent Morris, seconded by Regent Schaefer to ratify the distribution of the preliminary official statement to reflect the actual costs of the transaction once they are determined and the Bonds are ready for sale (Attachment IV – draft Preliminary Official Statement).

AYE: Jewett, Johnson, Morris, Pagonos, Schaefer, Weber, Baloun, Hansen
NAY:
ABSENT: Krogman
MOTION CARRIED.

IT WAS MOVED by Regent Morris, seconded by Regent Schaefer to authorize the President of the Board, the Presidents of Northern State University and South Dakota State University, the Executive Director and other Board officials to perform those acts and to execute those documents necessary to complete the bond issue, the Seventh Supplemental Bond Resolution and the Bond Purchase Agreement, including but not limited to negotiation with Assured Guaranty Corp. with respect to providing bond insurance for the Bonds, or determining not to procure bond insurance for the Bonds, as the Executive Director deems to be beneficial to the Board (Attachment I – Board action to approve the issuance of revenue bonds).

AYE: Jewett, Johnson, Morris, Pagonos, Schaefer, Weber, Baloun, Hansen
NAY:
ABSENT: Krogman
MOTION CARRIED.

IT WAS MOVED by Regent Morris, seconded by Regent Schaefer to make the certifications required prior to the issuance of additional Bonds under Section 14(K) of the Original Resolution based on the Actual Net Revenues of the System for each of the two most recent Fiscal Years and the Projected Net Revenues of the System for each of the succeeding three Fiscal Years (Attachment V).

AYE: Jewett, Johnson, Morris, Pagonos, Schaefer, Weber, Baloun, Hansen
NAY:
ABSENT: Krogman
MOTION CARRIED.

The documents approved under this action will not be completed and executed until the Bonds are issued; *provided* that the Bond Purchase Agreement will not be completed and executed until the Bonds are sold to the underwriter.

Dr. Kramer clarified that these bonds would likely not be sold until November.

A copy of the Housing and Auxiliary Facilities System Revenue Bonds, Series 2011 can be found on pages 3099 to 3243 of the official minutes.

THURSDAY, OCTOBER 13, 2011

Regent President Johnson called the meeting of the Board to order at 9:47 a.m.

USD STUDENT ORGANIZATION AWARDS

James Parker, USD's Dean of Students, presented the USD student organization awards.

AWOL (Alternative Week of Off-Campus Learning) accepted the Award for Academic Excellence. The AWOL program immerses students in educational service-learning experiences through exposure to diverse social issues and encourages post-trip application of those experiences. SERVE (Students Enhancing Resources for Vermillion Enrichment) accepted the Award for Community Service. SERVE, standing for Students Enhancing Resources for Vermillion Enrichment, provides University of South Dakota students with the opportunity to "SERVE" the local Vermillion community through a six student led service programs. Those programs are Big Pal Little Pal, Adopt a Grandparent, Adopt a School, Cultural Connections, Heroes and Variations of Volunteering. RHGA (Residence Hall Government Association) accepted the Award for Organizational Leadership. USD's Residence Hall Government Association is dedicated to improving quality of life considering the wants and needs of the residents. This organization has made significant contributions in the Residence Halls this year. They have made the campus a more welcoming community.

A copy of the USD Student Organization Awards can be found on page 3662 of the official minutes.

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:

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 3254 to 3286 of the official minutes.

Annual Curriculum Summary Report

The Committee received the annual report on minor actions on curriculum requests of the VPAAAs for the previous year. No action required. A copy of the Annual Curriculum Summary Report can be found on pages 3287 to 3336 of the official minutes.

Master of Architecture Accreditation - SDSU

The Committee received a report from the National Architectural Accreditation Board for the professional Master of Architecture degree at SDSU. No action required. A copy of the Master of Architecture Accreditation - SDSU request can be found on pages 3337 to 3344 of the official minutes.

Institutional Program Review Schedule

The Committee received the current institutional program review schedules from each campus. No action required. A copy of the Institutional Program Review Schedule can be found on pages 3345 to 3361 of the official minutes.

SDSU Program Review

The Committee received program review reports for a number of SDSU's programs. No action required. A copy of the SDSU Program Review can be found on pages 3362 to 3397 of the official minutes.

Program Modifications - USD

It was moved by Regent Hansen and seconded by Regent Schaefer to approve the program modification for USD for the Doctor of Audiology. It was moved by Regent Hansen and seconded by Regent Schaefer to approve the program modification for the Bachelor of Science in Nursing programs with the amendment to authorize USD to deliver the pre-licensure B.S.N. in Sioux Falls and in Rapid City at the locations used now for the A.S.N. Motions passed. A copy of the Program Modifications – USD request can be found on pages 3398 to 3406 of the official minutes.

Program Modifications - Associate of Arts in General Studies, Bachelor of General Studies

It was moved by Regent Schaefer and seconded by Regent Hansen to approve the proposed revisions to the Associate of Arts in General Studies and the Bachelor of General Studies programs to reduce the number of required credits to 60 hours and 120 hours, respectively. Motion passed. A copy of the Program Modifications – Associate of Arts in General Studies, Bachelor of General Studies request can be found on pages 3407 to 3411 of the official minutes.

BHSU Reorganization

It was moved by Regent Hansen and seconded by Regent Schaefer to approve BHSU's plan to reorganize the units in academic affairs into three colleges each with two schools. Motion passed. A copy of the BHSU Reorganization request can be found on pages **3412** to **3415** of the official minutes.

Cooperative Agreement - USD and Ostfalia University of Applied Science, Wolfenbittel, Germany

It was moved by Regent Schaefer and seconded by Regent Hansen to approve the cooperative agreement between the University of South Dakota and Ostfalia University of Applied Science, Wolfenbittel, Germany. Motion passed. A copy of the Cooperative Agreement – USD and Ostfalia University of Applied Science, Wolfenbittel, Germany can be found on pages **3416** to **3421** of the official minutes.

Cooperative Agreement - USD and the Institute for the International Education of Students, Chicago, Illinois

It was moved by Regent Hansen and seconded by Regent Schaefer to approve the cooperative agreement between the University of South Dakota and the Institute for the International Education of Students, Chicago, Illinois. Motion passed. A copy of the Cooperative Agreement – USD and the Institute for the International Education of Students, Chicago, Illinois can be found on pages **3422** to **3440** of the official minutes.

Cooperative Agreement - SDSMT and China University of Mining and Technology, Beijing, China

It was moved by Regent Jewett and seconded by Regent Hansen to approve the cooperative agreement between South Dakota School of Mines and Technology and China University of Mining and Technology, Beijing, China. Motion passed. A copy of the Cooperative Agreement – SDSMT and China University of Mining and Technology, Beijing, China can be found on pages **3441** to **3443** of the official minutes.

Cooperative Agreement - SDSMT and China University of Geosciences, Beijing, China

It was moved by Regent Jewett and seconded by Regent Hansen to approve the cooperative agreement between South Dakota School of Mines and Technology and China University of Geosciences, Beijing, China. Motion passed. A copy of the Cooperative Agreement – SDSMT and China University of Geosciences, Beijing, China can be found on pages **3444** to **3446** of the official minutes.

Articulation Agreement - SDSU and Oglala Lakota College

It was moved by Regent Schaefer and seconded by Regent Jewett to approve the articulation agreement between South Dakota State University and Oglala Lakota College. Motion passed. A copy of the Articulation Agreement – SDSU and Oglala Lakota College can be found on pages **3447** to **3451** of the official minutes.

Resolutions of Recognition

It was moved by Regent Hansen and seconded by Regent Schaefer to recognize Donald Erlenbusch for 25 years of dedicated service to NSU and the public higher education system of South Dakota. Motion passed. A copy of the Resolution of Recognition can be found on pages **3452** to **3453** of the official minutes.

SDSBVI Advisory Council Appointments

It was moved by Regent Schaefer and seconded by Regent Hansen to approve SDSBVI's request for the appointment of representatives to the SDSBVI Advisory Council for the 2011-2012 academic year. Motion passed. A copy of the SDSBVI Advisory Council Appointments can be found on pages **3454** to **3455** of the official minutes.

New Certificate Program - USD, Mental Health Counseling Certificate, Graduate

It was moved by Regent Schaefer and seconded by Regent Jewett to approve the Mental Health Counseling Certificate, graduate level for USD. Motion passed. A copy of the New Certificate Program – USD, Mental Health Counseling Certificate, Graduate request can be found on pages **3456** to **3457** of the official minutes.

Programs Delivered Off-Campus

It was moved by Regent Hansen and seconded by Regent Schaefer to affirm decisions made authorizing the campuses to deliver identified programs off-campus. Motion passed. A copy of the Programs Delivered Off-Campus can be found on pages **3458** to **3465** of the official minutes.

Program Productivity Review

It was moved by Regent Hansen and seconded by Regent Schaefer to accept the benchmarks and processes outlined, and accept the recommendation that an annual report be prepared for the Board's review at the May or June meeting. Motion passed. A copy of the Program Productivity Review can be found on pages **3466** to **3469** of the official minutes.

IDEA Survey Administration

It was moved by Regent Schaefer and seconded by Regent Hansen to approve the proposed changes to the IDEA Administration Guidelines. Motion passed. A copy of the IDEA Survey Administration can be found on pages **3470** to **3480** of the official minutes.

Intent to Plan: DSU M.S. in Applied Computer Science

It was moved by Regent Schaefer and seconded by Regent Jewett to authorize Dakota State University to develop a proposal for a Master of Science in Applied Computer Science 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: DSU M.S. in Applied Computer Science can be found on pages **3481** to **3497** of the official minutes.

Intent to Plan: NSU Master of Music Education

It was moved by Regent Jewett and seconded by Regent Schaefer to authorize Northern State University to develop a proposal for a Master of Music Education 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: NSU Master of Music Education can be found on pages **3498** to **3507** of the official minutes.

Intent to Plan: USD B.S./B.A. in Sustainability

It was moved by Regent Schaefer and seconded by Regent Jewett to authorize the University of South Dakota to develop a proposal for a Bachelor of Science and Bachelor of Arts degrees in Sustainability 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 B.S./B.A. in Sustainability can be found on pages **3508** to **3520** 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 **3521** to **3527** of the official minutes.

REPORT AND ACTIONS OF THE COMMITTEE ON BUDGET AND FINANCE

Regent Morris 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 SDSD. No action required. A copy of the Institutional Items of Information can be found on pages **3254** to **3286** 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. No action required. A copy of the Capital Project List can be found on pages 3528 to 3531 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: SDSU New Southeast Residence Halls – selected Sioux Falls Construction as the Construction Manager at-risk for the project; USD Sports Performance Enhancement/Dakota Dome Complex Renovation project – selected Architecture Inc with Populus (with Mitch Aldinger from Architecture Inc leading the project) as the Architect/Engineer to design the project; USD Muenster University Center Expansion project – selected RSArchitects with Webb Design as the Architect/Engineer to design the project; SDSU BioScience Research Lab – selected Cannon Design with RSArchitects as the Architect/Engineer to design the project.

The Committee also received notice that the following activities took place after the Board items were prepared and posted: SDSU New Football Stadium met to interview and select an Architect/Engineer firm to design the project; SDSU Indoor Practice & Human Performance Facility met to interview and select an Architect/Engineer firm to design the project; SDSU Swine Unit Improvements project met to interview and select an Architect/Engineer firm to design the project; SDSU Student Union Dining Service Expansion met to interview and select a Construction Manager at-risk to construct the project. The actions of these building committees will be reported at the next meeting. No action required.

A copy of the Building Committee Report can be found on pages 3532 to 3533 of the official minutes.

FY12 Operating Budgets

In light of the 2011 Legislative Session concluding with a 10% decrease in state general funds for the Board of Regents, the Committee received the FY12 operating budgets for the six universities, Agricultural Experiment Station, Cooperative Extension Service, the Medical School, the two special schools, the Office of the Executive Director, Enrollment Services Center, Electronic University Consortium, Regents Information Systems, System Issues (Federal Grants, EPSCoR, Utilities – Energy Conservation, System Initiatives, Competitive Research Grants, HEFF Projects and Lease Payments, 2010 Centers, SD Opportunity Scholarship, etc.) and South Dakota Library Network. This summary presented each institution's operating budget and FTE by fund source and National Association of College and University Business Officers (NACUBO) program. No action required. A copy of the FY12 Operating Budgets can be found on pages 3534 to 3555 of the official minutes.

Public Improvement Contract Lien – USD Slagle Auditorium Renovations

The Committee was informed that on August 18, 2011, Cornerstone Plastering and Drywall, Inc. a subcontractor on the USD Slagle Auditorium renovations project filed a \$93,615 lien pursuant to SDCL ch 5-22 on monies held by the Board of Regents for the project. The funds required to

cover the lien have been segregated from other funds held for the project, and the Office of the State Engineer is in contact with the general contractor for the project, Welfl Construction Corporation, to assure resolution of the dispute with the supplier and discharge of the lien. No action required. A copy of the Public Improvement Contract Lien – USD Slagle Auditorium Renovations can be found on pages 3556 to 3620 of the official minutes.

CONSENT CALENDAR

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

M & R Institutional Reports

The Committee approved SDSU's request to renovate Crothers Engineering Hall rooms into a Civil Engineering Senior Design Capstone Lab at a cost of \$170,000. Funding for this project will come from donations to the program.

The Committee approved USD's request to install equipment fencing for Beacom Hall, Slagle Hall, and Coyote Village projects at an estimated cost of \$140,000. Funding for this project will come from residual funds from the Slagle Auditorium Project-\$40,000; Coyote Village Project-\$60,000; and New Business School Project-\$40,000. A copy of the M & R Institutional Reports can be found on page 3621 of the official minutes.

Ratifications of SDSU CES Leases

The Committee ratified the attached lease between South Dakota State University and Winner School District 59-2, for portions of a structure located at 325 South Monroe Street, in Winner. A copy of the Ratifications of SDSU CES Leases can be found on pages 3622 to 3631 of the official minutes.

All members voting AYE. The MOTION CARRIED UNANIMOUSLY.

USD Property Acquisition

The Committee authorized the University of South Dakota to purchase from the University of South Dakota Foundation for the respective sums of \$94,164 and \$168,137, plus closing costs, the following described properties:

Lots 20 and 21 in McKellar's Addition, City of Vermillion, Clay County, South Dakota, also known as 232 East Cherry Street; and

Lot 7 in McKellar's Addition, City of Vermillion, Clay County, South Dakota, also known as 221 Spruce Street, and Lots 18 and 19 in McKellar's Addition, City of Vermillion, Clay County, South Dakota, also known as 224 East Cherry Street.

IT WAS MOVED by Regent Baloun, seconded by Regent Weber to authorize the University of South Dakota to purchase from the University of South Dakota Foundation Lots 20 and 21 (also known as 232 East Cherry Street) in the McKellar's Addition and Lot 7 (also known as 224 East Cherry Street) in the McKellar's Addition of Vermillion, South Dakota. All members voting AYE. The MOTION CARRIED UNANIMOUSLY.

A copy of the USD Property Acquisition request can be found on pages 3632 to 3638 of the official minutes.

USD Easements

The Committee adopted three resolutions to facilitate the placement of traffic signals at the intersection of Rose Street and Cherry Street and to provide for lighting along Cherry Street, as follows:

A resolution requesting that the Governor grant a temporary easement to the South Dakota Department of Transportation for use in conjunction with the placement of traffic signals and a related control box at the intersection of Rose Street and State Highway 50L, located in the City of Vermillion, Clay County, South Dakota, and described as:

The West 202-feet of the East 777.77-feet of the South 31-feet of the North 64.64-feet of the NE ¼ of the SE ¼ of Section 13, Township 92 North, Range 52 West in the City of Vermillion, South Dakota.

A resolution requesting that the Governor grant a permanent easement to the South Dakota Department of Transportation for use in conjunction with the placement of traffic signals and a related control box at the intersection of Rose Street and State Highway 50L, located in the City of Vermillion, Clay County, South Dakota, and described as:

The West 39-feet of the East 675.77-feet of the South 24-feet of the North 57.71-feet and the West 20-feet of the East 675.77-feet of the South 7-feet of the North 64.64-feet and the West 5-feet of the East 703.77-feet of the South 9-feet of the North 42.79-feet of the NE ¼ of the SE ¼ of Section 13, Township 92 North, Range 52 West in the City of Vermillion, South Dakota.

A resolution requesting that the Governor grant a permanent easement to the South Dakota Department of Transportation to permit the Department to extend electrical service to street lights along State Highway 50L, located in the City of Vermillion, Clay County, South Dakota, and described as:

The West 202-feet of the East 77.5-feet of the South 8-feet of Coyote Village Addition to the City of Vermillion.

IT WAS MOVED by Regent Johnson, seconded by Regent Weber to adopt the three resolutions, facilitating the placement of traffic signals at the intersection of Rose Street and Cherry Street and to provide for lighting along Cherry Street. All members voting AYE. The MOTION CARRIED UNANIMOUSLY.

A copy of the USD Easements request can be found on pages 3639 to 3657 of the official minutes.

Full Report

IT WAS MOVED by Regent Morris, seconded by Regent Baloun 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 3658 to 3661 of the official minutes.

MOBILE COMPUTING – PROFESSIONAL DEVELOPMENT UPDATE

Dr. Paul Turman explained that during their March 2009 meeting, the Board of Regents approved a \$6.00 increase to the student technology fee to facilitate the integration of mobile computing throughout the Regental System. This resulted in considerable backlash from the Student Federation. The Board provided assurances that the funds would be used for new investments that ensure a greater integration of mobile computing into the teaching and learning process; whereby, \$4.00 of the fee would be devoted to infrastructure and the remainder to professional development activities. The Board also specified restrictions on those funds (i.e., prohibiting the purchasing of faculty hardware, departmental software, maintenance of current efforts, etc) and requested that each campus submit a plan that provides detail for how funds would be used during FY10. During their June 2009 meeting, the Board of Regents approved the infrastructure and professional development plans submitted by the campuses to account for this \$6.00 increase in student technology fees.

As a part of the recommendations forwarded to the Board, it was specified that campuses were not allowed to allocate funds from this fee toward faculty stipends and that approval of expenditures would be made annually by the Board. Clarity was later added noting that if a campus wishes to utilize a portion of the development funds for course or curriculum redesign, stipends may be made available to faculty under the assumption that deliverable outcomes are obtained and monitored.

Regent Jewett commented that there were no big surprises included in this report.

Dr. Turman said everything is progressing in the way anticipated. He said students wanted to be ensured that they had wireless access virtually everywhere on campus and that need is being met. He said the campuses are using innovate ways to share what's being done amongst themselves.

A copy of the Mobile Computing – Professional Development Update can be found on pages 3011 to 3070 of the official minutes.

NEW PROGRAM – SDSU M.S. IN COMPUTER SCIENCE

Dr. Paul Gough explained that South Dakota State University requests authorization to offer an M.S. in Computer Science. An M.S. in Computer Science is within the statutory (SDCL 13-58-1) and Board policy missions of the University (*Board Policy 1:10:2 South Dakota State*

University). SDSU does not request any exceptions to Board policy. The new degree would replace an emphasis within the SDSU M.S. in Computer Science. A separate M.S. in Computer Science will make SDSU more attractive to prospective students; and the M.S. in Computer Science is recognized by employers and Ph.D. programs. The proposed program supports the Board's strategic goals. SDSU does not request any new State resources or additional student fees to implement the program. Resources to offer the degree are in place. There are no additional costs as a result of this new program.

IT WAS MOVED by Regent Schaefer, seconded by Regent Weber to approve South Dakota State University's proposal for an M.S. in Computer Science. All members voting AYE. The MOTION CARRIED UNANIMOUSLY.

A copy of the New Program – SDSU M.S. in Computer Science can be found on pages **3071** to **3083** of the official minutes.

NEW SITE REQUEST – USD MASTER OF PUBLIC ACCOUNTANCY

Dr. Gough reported that the University of South Dakota requests authorization to offer the Master of Public Accountancy online. The program helps accounting professionals and students prepare for the certified public accounting (CPA) exam and meets the 150-credit hour requirement needed to take the CPA exam. The University does not request new State resources or new or increased student fees to support online delivery. Self-support tuition will provide the resources needed to offer the courses online.

Offering the Master of Public Accountancy online supports the system strategic goals (Board Policy 1:21): Workforce Development and Quality of Life Goal: Expand graduate education. Contribute to workforce development by offering programs online and off-campus.

IT WAS MOVED by Regent Hansen, seconded by Regent Weber to authorize the University of South Dakota to deliver its Master of Public Accountancy online. All members voting AYE. The MOTION CARRIED UNANIMOUSLY.

A copy of the New Site Request – USD Master of Public Accountancy can be found on pages **3084** to **3092** of the official minutes.

SDSMT MASTER PLAN

SDSMT's President Robert Wharton and Tim Henderson with Mark Aspaas of Architecture Inc. presented the SDSMT Master Plan to the Board.

President Wharton explained that SDSMT has worked to create its master plan in conjunction with the development of a strategic plan. He explained that SDSMT's Campus Master Plan (CMP) provides a guide for campus development over time horizons of 2, 10, 20, and 30 years. The cost study that accompanies the CMP confirms the feasibility of implementing the proposed developments within the designated time horizons. The phasing of implementation is flexible and allows the School of Mines to take advantage of funding partnerships and to respond to potential changes in programmatic requirements.

The CMP was created to support the execution of SDSMT's strategic plan, *Mission Forward 2020: A Strategic Vision and Plan*.

The CMP presents a comprehensive, feasible, and flexible development plan to guide the School of Mines in creating a physical environment that supports a vibrant learning and living community of 4,000 students as envisioned in the University's *Mission Forward 2020 Strategic Plan* and to assist in fundraising efforts to realize this vision.

Regent Jewett asked how much land acquisition would be required to accommodate this plan. Tim Henderson said that the research facilities would be built on land already owned by SDSMT. He explained that the planned facilities to the west would require land acquisition. He explained that that land currently serves as low-rent space, so it is likely people would be willing to give it up.

Mr. Henderson said SDSMT wants this to be a pedestrian campus so would create a tiered parking plan.

President Wharton said that he understands this is an ambitious plan (30-year plan) and that things change. He said they understand that this is just a plan and implies no approvals. All is subject to the Board.

President Wharton said students were telling SDSMT that they knew they were receiving a world-class education, but they didn't feel they were in a world-class campus. He feels this plan would match the two more appropriately.

Regent President Johnson asked about the planning procedure that includes square footage. Mark Aspaas said that the consultant they used to develop this plan, Perkins+Will, uses national standards and compares the needs and goals of SDSMT to other similar institutions. Mr. Aspaas said that something unique about this plan is that they've moved the field house/arena to the west which makes it more accessible to the public, creating a very accessible/pedestrian-friendly east campus for the students and academic life. This makes a safer environment for walking students as well.

Regent President Johnson asked if there is some space-need analysis for every million dollars of research brought in. She said currently state-wide there isn't enough recognition that as research grows more space is required. She would like a data piece that says "our system grew this number of millions of dollars in research, which then translates into this much more space needed."

Regent Hansen asked about student housing, which was answered with the prospect of private development on-campus. They explained that this private development would be on private land and that there is currently land owned by the SDSMT foundation that would be up for sale.

Further discussion ensued about the relationship between private development and the university. The university would have no control over this private endeavor except for providing the student base.

Regent Jewett suggested they have a good understanding with the private developer before they sell them any land so that the offerings are not in opposition with the needs and realities of the campus life.

A copy of the SDSMT Master Plan can be found on pages 3244 to 3253 of the official minutes.

ADJOURN

IT WAS MOVED by Regent Jewett, Seconded by Regent Morris to adjourn the meeting of the Board of Regents on October 13 at 10:33 a.m. All members voting AYE. The MOTION CARRIED.

The South Dakota Board of Regents adjourned its regular meeting on October 12-13, 2011 and will meet again in regular session on December 15-16 in Rapid City, 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 October 12-13, 2011.

A handwritten signature in cursive script, appearing to read "Jack Warner", written in black ink.

Jack Warner
Executive Director and CEO