

**North Dakota State Board of Higher Education**

December 17, 2020, Meeting Minutes

The State Board of Higher Education met on Thursday, December 17, 2020 @ 8:30 a.m. CT, via Teams live.

Board Chair Hacker's Opening Comments:

The North Dakota University System and our Board continuously conducts a complicated endeavor to balance quality education, public opinion, constitutional rights, and the recent legislative directive to implement policy that improves student's rights of freedom of speech and freedom of expression. Along with supporting our students, we support our military - including the many veteran students as well as employees throughout our system. As public servants, we support our Constitution to promote the general welfare of the people – we do this through delivery of an educational environment that supports inclusivity, diversity and respect. We also respect the flag, the national anthem and law enforcement, and we respect free speech amongst our students. As we value an inclusive environment where every person is valued on our campuses, hate speech or racism of any kind will not be accepted. We thank those that have served our country and we pledge our allegiances to one American flag, and we give respect to our neighbors and communities in which we live.

SBHE Members participating:

Mr. Nick Hacker, Chair	Dr. Casey Ryan (Vice Chair)
Ms. Erica Solberg	Ms. Kathleen Neset
Dr. Jill Louters	Mr. Tim Mihalick
Ms. Danita Bye	Dr. Elizabeth Legerski, Faculty Adviser
Ms. Retha Mattern, Staff Adviser	

Chancellor present: Dr. Mark Hagerott

Institution Representatives Present:

Dr. Brian Van Horn, President, MaSU  
Dr. Steve Shirley, President, MiSU  
Dr. John Miller, President, WSC  
Dr. Jerry Migler, Dean, DCB  
Mr. Lloyd Halverson, LRSC  
Dr. John Richman, President, NDSCS  
Dr. Dean Bresciani, President, NDSU  
Dr. Doug Jensen, President, BSC  
Mr. Stephen Easton, President and Dr. Deb Dragseth, DSU  
Dr. Andy Armacost, President, UND  
Dr. Alan LaFave, President, VCSU

NDUS Senior Staff Participating:

Mr. Tammy Dolan, NDUS  
Ms. Lisa Johnson, NDUS  
Mr. Darin King, NDUS  
Ms. Terry Meyer, NDUS  
Ms. Kristie Hetzler, NDUS  
Mr. Jerry Rostad, NDUS

Ms. Katie Fitzsimmons, NDUS

Others Participating:

Mr. Eric Olson, Attorney General's Office  
Dr. Joshua Wynne, UND  
Dr. Bill Burns, NDSU  
Dr. Erin Klingenberg, UND

1. **Agenda**

Mihalick moved, Ryan seconded, to approve the agenda.

Neset, Bye, Mihalick, Solberg, Ryan, and Hacker voted yes.  
(Louters temporarily inaudible)

**Consent Agenda (items 2-13):**

2. October 29, 2020, Meeting Minutes

SBHE Budget and Finance Committee – Mr. Tim Mihalick

3. [Proposed 2021-22](#) Room, Board and Fee Guidelines
4. Request approval of the attached resolution authorizing University of North Dakota Alumni Association & Foundation ([UNDAAF](#)) to issue not more than \$30 million in University Facilities Bond, Series 2020 tax-exempt bonds on behalf of North Dakota University System (NDUS) to finance the construction of Nistler Hall.
5. [UND to purchase real property](#), a portion of parcel 44311700054005, from UND Alumni Association and Foundation, and furthermore authorize UND to seek legislative approval for the purchase.
6. NDSU to rename the [ND Agricultural Experiment Station \(NDAES\) Research](#) Greenhouse to the John Stewart Dalrymple III Agricultural Research Greenhouse as per SBHE Policy 902.12.
7. [UND to sell real property](#) as described in the Summary of Proposed Action to UND Alumni Association & Foundation for \$1 with the stipulation that guarantees the UND to sell real property as described in the Summary of Proposed Action to UND Alumni Association & Foundation for \$1 with the stipulation that guarantees the development of the properties will be used for the continued benefit of UND as determined by UND, and request the SBHE or a designee of the board to approve the terms of the conveyance.
8. UND to proceed with private development of state infrastructure as per NDCC § 48-02.1 to construct and remodel [UND affiliated student housing](#) and to seek legislative authority to proceed with the project.
9. [UND to accept a gift of real property](#) (2423 University Ave., Grand Forks, N.D.) from UND Alumni Association & Foundation
10. Ratify Chancellor's approval of a [\\$225,000 transfer](#) of the NDUS System Office Tier III capital building fund appropriation line to the LRSC capital building fund appropriation line.
11. Temporary Waiver to [Policy HR6 \(5\)](#) for calendar year 2020 – Ms. Jane Grinde

SBHE Research and Governance Committee – Dr. Casey Ryan

12. [NDUS/IT Strategic Plan](#) (Governance)

SBHE Audit Committee – Ms. Kathleen Neset

13. [Internal Audit/Option 4](#)

**Presentation(s)/Discussion(s):**

14. [Smart Restart Taskforce Update](#) by Dr. Joshua Wynne.
15. [Mission and Vision](#) and [Beliefs and Core Value](#) statements by Mr. Jerry Rostad.
16. [Behavioral Health Presentation/Discussion](#) (60 minutes) by Dr. Bill Burns, NDSU, Director, Counseling Center and Dr. Erin Klingenberg, VCSU, Director of Counseling Services and Psychology Professor.
  
17. **Policy 520 - Policy 520, Title IX, Sexual Harassment**  
Louters moved, Ryan seconded, to approve 1<sup>st</sup> read, waive 2<sup>nd</sup> read, and final adoption of [Policy 520, Title IX, Sexual Harassment](#).  
  
Mihalick, Solberg, Neseť, Bye, Ryan, Louters, and Hacker voted yes.
  
18. **Policy 403.5 - Secondary-Postsecondary Articulation Agreements, Dual Credit Postsecondary Enrollment Options**  
Ryan moved, Mihalick seconded, to approve 2<sup>nd</sup> Reading, [Policy 403.5](#) Secondary-Postsecondary Articulation Agreements, Dual Credit Postsecondary Enrollment Options – Renumbered and retitled to Policy 469 College Credit in High School.  
  
Neseť, Bye, Ryan, Louters, Mihalick, Solberg, and Hacker voted yes.
  
19. **Nickel Trophy Transfer Agreement**  
Louters moved, Solberg seconded, to approve the [Nickel Trophy Transfer Agreement to Historical Society](#); further, to be signed by January 1, 2021.  
  
Ryan, Neseť, Bye, Louters, Mihalick, Solberg, and Hacker voted yes
  
20. **TrainND Business Plan 2021-2022**  
Ms. Lisa Johnson and Mr. Kenley Nebeker, Regional Director of Technical Programs and Training, Northwest Division presented the proposed [TrainND Business Plan 2021-2022](#).  
  
Solberg moved, Mihalick seconded, to approve the TrainND Business Plan for 2021-2022.  
  
Mihalick, Solberg, Neseť, Bye, Ryan, Louters, and Hacker voted yes.
  
21. **New Academic Program for UND – GR Certificate in AI and Machine Learning**  
Solberg moved, Louters seconded, to approve UND’s new program [UND – GR Certificate in AI and Machine Learning](#).  
  
Neseť, Bye, Ryan, Louters, Mihalick, Solberg, and Hacker voted yes.
  
22. **State Authorization**
  - a. [Columbia College at the Minot AFB](#)
  - b. [Rasmussen College, Fargo, ND](#).  
Louters moved, Solberg seconded, to approve state authorization for Columbia College at the Minot AFB and Rasmussen College, Fargo, ND.  
  
Neseť, Bye, Mihalick, Solberg, Ryan, Louters, and Hacker voted yes.

**Board Report/Updates/Discussion:**

23. WSC Presidential Search Committee report was provided by Ms. Kathleen Neseť.

24. SBHE Audit Committee report was provided by Ms. Kathleen Neset.
25. SBHE Research and Governance Committee report was provided by Dr. Casey Ryan.
26. SBHE Budget and Finance Committee by Mr. Tim Mihalick
27. SBHE Academic and Student Affairs Committee by Dr. Jill Louters

**Chancellor Report:**

28. [Governor's Budget Review](#) by Ms. Tammy Dolan
29. Proposed Legislation by Ms. Tammy Dolan
30. Educational Curriculum and Open Resources (ECOR) by President LaFave:
  - Following conversations with the Chancellor and Chair Hacker a leadership group was formed to develop an ECOR taskforce.
  - Initial meeting were held on October 23, 2020. Participants included Presidents- LaFave, Armacost, Miller, and Chancellor Hagerott and Vice Chancellor Johnson:
    - Charge to the group – Defining ECOR
    - Taskforce membership development
    - Workplan – setting future meeting dates
  - Following that meeting a 15-member taskforce was assembled:
    - Including faculty, a librarian, administrators, IT staff, Provosts/Academic VP's, and NDUS staff
    - Held first meeting on December 1, 2020
    - Each individual committee member shared thoughts; strengths, opportunities, challenges – Very productive, informative and positive discussion
    - Have also received some written and thoughtful follow-up from committee
    - Information is currently being collected and synthesized
    - Held second meeting December 15 – Tuesday of this week
    - Further discussion of challenges and opportunities have been robust – included:
      - Review of comments and contributions from the task force from previous meeting – reviewed University System of Georgia program, and other online resources and programs such as MERLOT
      - Embedded in the concept is the notion of shared people power - Collaborative and challenges of shared instruction
      - Recognition that challenges and differentiations for 2 yr/4 yr
        - 2-year schools have many consortiums already in place and are very nimble and quick in being able to create these
      - Data literacy core discussions happening at UND
      - Z degrees at NDSCS
      - Alignment with Math Pathways/Dakota Digital Academy
      - Tools/Platforms – student experience crucial – a centralized delivery mechanism so they don't need to access different platforms on each campus
    - Planning for 2-3 meetings in January (next meeting scheduled for early January):
      - Determination of appropriate financial structure (different credit costs across institutions, revenue sharing)
      - Determining the catalog of available courses and process for engaging faculty
      - As recommendation from task force is assembled seeking system wide faculty and CCF input and recognize the need to work this through the AAC system process
      - Making good progress and the input from the entire committee has been outstanding.

31. Presidential Evaluations of Two-year Presidents by Chancellor Hagerott

**Other Reports:**

- 32. NDSA by Ms. Erica Solberg
- 33. CCF by Dr. Elizabeth Legerski
- 34. Staff Senate by Ms. Retha Mattern
- 35. Public Comment

**Assessment of Meeting and Future Agenda Items**

Approved January 28, 2021.