

## **North Dakota State Board of Higher Education**

January 18, 2024, Meeting Minutes

Chair Mihalick called the January 18, 2024, SBHE meeting to order at 8:30 a.m. CT., via Teams Live.

### **Roll Call**

#### SBHE Members

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Mr. Tim Mihalick, Chair               | <input checked="" type="checkbox"/> Dr. John Warford, Vice Chair       |
| <input checked="" type="checkbox"/> Ms. Danita Bye                        | <input checked="" type="checkbox"/> Dr. Casey Ryan                     |
| <input checked="" type="checkbox"/> Mr. Jeffry Volk                       | <input checked="" type="checkbox"/> Mr. Kevin Black                    |
| <input checked="" type="checkbox"/> Ms. Sadie Hanson                      | <input checked="" type="checkbox"/> Mr. Curtis Biller                  |
| <input checked="" type="checkbox"/> Dr. Lisa Montplaisir, Faculty Advisor | <input checked="" type="checkbox"/> Mr. Michael Linnell, Staff Advisor |

### Institutions

**BSC** President Jensen, **DCB** Dean Simone, **DSU** President Easton, **LRSC** President Darling, **MaSU** President Van Horn, **MiSU** President Shirley, **NDSCS** President Flanigan, **NDSU** President Cook, **UND** President Armacost, **VCSU** President LaFave, **WSC** President Hirning.

### System Office

**NDUS/CTS** NDUS/CTS: Chancellor Hagerott, Mr. Azure (CTS), Mr. Bedsaul (CTS) Ms. Cashman, Ms. Fitzsimmons, Mr. Gorenflo, Ms. Grinde, Mr. Jensen, Mr. Jockers, Vice Chancellor Johnson, Ms. Kadmas, Vice Chancellor King, Vice Chancellor Krebsbach, Dr. Lorius, Ms. Magilke, Mr. Pieske, Mr. Quirk (CTS), Vice Chancellor Rostad, Mr. Walcker, Dr. Weber, Ms. Zastoupil, Mr. Ford (CTS), Mr. McNaughton (CTS), Ms. Muir (CTS), Ms. Hanson (CTS) **Assistant Attorney General's Office** Ms. Larson  
**Association of Governing Boards** Dr. Crist.

### **Agenda**

1. Agenda  
Black moved, Ryan seconded, to approve the agenda, as presented.  
  
Black, Ryan, Hanson, Bye, Biller, Warford, Volk, and Mihalick voted yes. Motion passed 8 – 0.
2. Presidential Compensation Study Update by Dr. Ryan, Kevin Black, and Dr. Crist.

### **Board Consent** (items 3 - 4)

Meeting Minutes:

3. [December 7, 2023](#), SBHE Meeting

SBHE Academic and Student Affairs Committee

4. State Authorizations:
  - a. [Rasmussen University](#)
  - b. [University of Maryland Global Campus](#)

Ryan moved, Warford seconded, to approve consent agenda items 3 – 4, as presented.

Volk, Bye, Black, Warford, Ryan, Hanson, Biller, and Mihalick voted yes. Motion passed 8 – 0.

## **Board Action**

### 5. [UND Tenure](#)

Ryan moved, Warford seconded, to approve action item 5, as presented.

Black, Volk, Ryan, Bye, Warford, Biller, Hanson, and Mihalick voted yes. Motion passed 8 – 0.

## **SBHE Policy**

### 6. 1st reading

#### a. Policy 303.1 [SBHE Meetings and Agendas](#)

Mr. Volk noted concerns with not adopting Robert's Rules of Order, and that the policy does not allow for a number of members to collectively call for a special meeting; only the Chair can call a special meeting.

Ryan moved, Warford seconded, to approve 1<sup>st</sup> reading of Policy 303.1, item 6(a), as presented.

Warford, Hanson, Ryan, Bye, Biller, Black, and Mihalick voted yes. Volk voted no. Motion passed 7 – 1.

#### b. Policy 504 [Resident Tuition Law and Guidelines](#)

#### c. Policy 507 [Student Publications](#)

#### d. Policy 510 [Rights of Students Called to Active Military Service](#)

#### e. Policy 602.2 [Report on Faculty Appointments](#)

#### f. Policy 701.2 [Developmental Leave](#)

#### g. Policy 705.1 [Executive Compensation](#)

#### h. Policy 803.1 [Purchasing](#)

#### i. Policy 803.4 [Purchasing Cards](#)

#### j. Policy 806.3 [Moving Expenses](#)

Mr. Volk raised concerns that the basis for compensation for staff comes out of College and University Professional Association (CUPA) data and that the data set used in that group of institutions does not adequately represent the types of institutions the staff at the system office support.

Mr. Volk suggested the board determine the compensation strategy for presidents, and following that, apply the same compensation strategy for vice chancellors.

Dr. Ryan suggested separating consideration of compensation policies from data to be used in developing the compensation strategy.

Ryan moved, Bye seconded, to approve 1<sup>st</sup> reading of Policy 705.1, item 6(g), as presented.

Hanson, Bye, Warford, Black, Ryan, Biller, and Mihalick voted yes. Volk voted no. Motion passed 7 – 1.

Ryan moved, Warford seconded, to approve 1<sup>st</sup> reading of Policies 504, 507, 510, 602.2, 701.2, 803.1, 803.4, 806.3, items 6(b-f and h-j), as presented. |

Bye, Volk, Hanson, Black, Warford, Biller, Ryan, and Mihalick voted yes. Motion passed 8 – 0.

7. 2nd reading

a. Policy 306.2 [Internal Audit Charter](#)

Ryan moved, Black seconded, to approve 2<sup>nd</sup> reading and final adoption of Policy 306.2, item 7(a), as presented.

Biller, Ryan, Bye, Volk, Warford, Hanson, Black, and Mihalick voted yes. Motion passed 8 – 0.

b. Policy 409 [Degrees Offered](#)

Mr. Volk stated the policy currently allows for the Academic and Student Affairs Committee to approve all the program adjustments at all the institutions with the final decision never coming before the board. Thus, all board members are not able to vote on the issue.

Ms. Larson explained the board can delegate authority to a committee at any time pursuant to this policy, which is what occurred in this case, and the board has the authority to intervene at any point to raise an item to the board level.

Warford moved, Ryan seconded, to approve 2<sup>nd</sup> reading and final adoption of Policy 409, item 7(b), as presented.

Warford, Biller, Black, Ryan, Hanson, Bye, and Mihalick voted yes. Volk voted no. Motion passed 7 – 1.

c. Policy 420 [Accreditation](#)

Warford moved, Biller seconded, to approve 2<sup>nd</sup> reading and final adoption of Policy 420, item 7(c), as presented.

Black, Ryan, Warford, Volk, Hanson, Biller, Bye, and Mihalick voted yes. Motion passed 8 – 0.

d. Policy 604.2 [Performance Evaluations: Chancellor](#)

Ryan moved, Black seconded, to approve 2<sup>nd</sup> reading and final adoption of Policy 604.2, item 7(d), as presented.

Mr. Volk stated concerns this would be approving a policy that does not match the current practice.

Ryan, Warford, Hanson, Bye, Black, Biller, and Mihalick voted yes. Volk voted no. Motion passed 7 – 1.

e. Policy 706.1 [Board Members and Advisor Per Diem Payments](#)

Biller moved, Warford seconded, to approve 2<sup>nd</sup> reading and final adoption of Policy 706.1, item 7(e), as presented.

Biller, Bye, Hanson, Ryan, Black, Volk, Warford, and Mihalick voted yes. Motion passed 8 – 0.

### **SBHE Committee Reports/Updates/Discussion**

8. SBHE Academic and Student Affairs Committee report by Dr. Warford.
9. SBHE Research and Governance Committee report by Dr. Ryan and Ms. Bye.
10. SBHE Budget and Finance Committee report by Mr. Black.
11. SBHE Audit Committee report by Mr. Volk.
12. Post-Tenure Ad Hoc Committee report by Dr. Ryan and Dr. Montplaisir.

### **Chancellor Reports**

13. [2023 Academic/CTE/ND Scholarship Report](#) by Ms. Zastoupil.
14. [IDEG/AI Assistant for SBHE Policies & Procedures](#) by Vice Chancellor King & Mr. Jockers.
15. [Governor's Strategy Review/Envision 2035 Timeline](#) by Vice Chancellor Rostad.
16. Envision 2035 Working Group Updates
  - a. Programs of the Future: Ag report by Mr. Volk.
  - b. Programs of the Future: Energy report by Mr. Black.
  - c. Programs of the Future: Digitization report by Dr. Armacost
  - d. Programs of the Future: Healthcare report by Dr. Ryan.
  - e. Student of the Future report by Ms. Hanson, Dr. Flanigan, and Dr. Jenson.
  - f. Teacher of the Future report by Dr. Shirley.
  - g. Infrastructure of the Future report by Dr. LaFave.
  - h. Human Capital report by Mr. Linnell.
  - i. Values of the Future report by Ms. Bye and Dr. Van Horn.
17. CTS/Vice Chancellor King Retirement and Search Process by Chancellor Hagerott.

### **Other Reports**

18. NDSA report by Ms. Hanson.
19. CCF report by Dr. Montplaisir.
20. Staff Senate report by Mr. Linnell.
21. [NDUS Institutional Accreditation Notification](#) by Vice Chancellor Johnson.
22. [BND Financial Literacy Resources](#) by Ms. Hanson and Mr. Hill.
23. Public Comment – no public comment.
24. Assessment of Meeting and Future Agenda Items

### **Adjourn**

25. Motion to Adjourn
  - At 11:50 a.m. CT, Chair Mihalick adjourned the meeting.