

North Dakota State Board of Higher Education

February 29, 2024, Meeting Minutes

Chair Mihalick called the February 29, 2024, SBHE meeting to order at 1:00 p.m. CT., via Teams.

Roll Call

SBHE Members

- | | |
|---|--|
| <input checked="" type="checkbox"/> Mr. Tim Mihalick, Chair | <input checked="" type="checkbox"/> Dr. John Warford, Vice Chair, absent from 1:15-3:15 pm |
| <input checked="" type="checkbox"/> Ms. Danita Bye | <input checked="" type="checkbox"/> Dr. Casey Ryan |
| <input checked="" type="checkbox"/> Mr. Jeffrey 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 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** Dr. Geller on behalf of President Shirley, **NDSCS** Lisa Karch on behalf of President Flanigan, **NDSU** President Cook, Mr. Bollinger, Mr. Glover **UND** President Armacost, **VCSU** Mr. Larry Brooks on behalf of President LaFave, **WSC** President Hirning.

System Office

NDUS/CTS NDUS/CTS: Chancellor Hagerott, Ms. Cashman, Mr. Gorenflo, Ms. Grinde, Vice Chancellor Johnson, Ms. Kadrmas, Vice Chancellor Krebsbach, Ms. Magilke, Mr. Pieske, Mr. Quirk (CTS), Vice Chancellor Rostad, Dr. Weber, Dr. Lorus, Ms. Kraft, **Assistant Attorney General's Office** Ms. Larson, **Complete College America** Ms. Schueller

Agenda

1. Agenda

Dr. Warford moved, Ms. Bye seconded, to approve the agenda, as presented.

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

Board Consent (items 2 - 9)

Meeting Minutes:

2. [January 18, 2024](#), SBHE Meeting

~~SBHE Academic and Student Affairs Committee~~

3. [Complete College America](#)

- [Draft Letter to Governor Burgum](#)

SBHE Budget and Finance Committee

4. [DCB Tuition Factor Change Request](#)

5. [NDSU Ag Request to Purchase Hettinger REC Property](#)

6. [NDSU request to name Center for Engineering and Computational Sciences](#)

~~SBHE Research and Governance Committee~~

~~7. SBHE Self-assessment Process and Timeline~~

~~a. [Timeline](#)~~

~~b. [Board Development Tool](#)~~

~~8. Chancellor's Evaluation [Process and Timeline](#)~~

Ms. Bye requested item 3 be removed from Board Consent, after item 10.

Mr. Volk requested items 7 and 8 be removed from Board Consent, after item 10.

Mr. Black moved, Dr. Ryan seconded, to move agenda items 3, 7, and 8 after item 10 and approve consent agenda items 2, 4, 5, and 6, as presented.

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

Board Action

9. Executive Session - Incident Report by Chair Mihalick

Mr. Volk moved, Ms. Hanson seconded, to enter executive session to receive a security/penetration briefing related to NDUS cybersecurity and other security plans. The executive session shall be limited to voting board members, nonvoting advisors, the chancellor, institution presidents, invited NDUSO/CTS staff and board counsel. The legal authority for closing this portion of the meeting is N.D.C.C. 44-04-18.4(7) and 44-04-19.2(1).

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

Attendance:

SBHE Members – Mr. Tim Mihalick, Dr. John Warford, Mr. Curtis Biller, Ms. Danita Bye, Ms. Sadie Hanson, Dr. Casey Ryan, Mr. Kevin Black, Mr. Jeffry Volk, and Dr. Lisa Montplaisir.

Institutions – **BSC** President Jensen, **DCB** Dean Simone, **DSU** President Easton, **LRSC** President Darling, **MaSU** President Van Horn, **MISU** Dr. Geller on behalf of President Shirley, **NDSU** President Cook **UND** President Armacost, **VCSU** President LaFave, **WSC** President Hirning.

NDUS and CTS – Chancellor Hagerott, Ms. Cashman, Mr. Gorenflo, Vice Chancellor Johnson, Ms. Kadrmas, Vice Chancellor Krebsbach, Mr. Pieske, Vice Chancellor Rostad, Assistant Attorney General's Office Ms. Larson.

Start—Adjourn

(1:07 p.m. – 1:43 p.m. CT.)

No action required.

Open meeting reconvened at 1:45 p.m. CT.

10. [Chancellor Hagerott Developmental Leave Request](#) by Chancellor Hagerott.

Mr. Volk questioned the request for another month beyond annual leave to handle the class and book and why another professor could not teach this course.

Chancellor Hagerott indicated there's little faculty available to teach courses on artificial intelligence. Further, he said few are writing on artificial intelligence.

Dr. Ryan said the Chancellor's request is part of his contract and his plans for the leave will benefit higher education.

Mr. Biller outlined the request as a contractual obligation, and unless there's disagreement with what it is used for, the SBHE is obligated to approve. He noted historically, the time is taken as a one-month block of time, so he wants to see a schedule for the developmental leave.

Mr. Black stated he sees value in chief executives getting back into the classroom but inquired whether Chancellor Hagerott intended to routinely request developmental leave to teach.

Chancellor Hagerott said it's his intent to develop the course so that it may become a template across the system taking leave only periodically to help teach classes.

Dr. Ryan moved to call the question, Ms. Bye seconded.

Ms. Hanson, Ms. Bye, Dr. Ryan, Mr. Biller, and Chair Mihalick voted yes. Mr. Volk and Mr. Black voted no. Dr. Waford was absent. Motion passed 5 – 2.

To approve item 10, as presented:

Ms. Bye, Ms. Hanson, Mr. Black, Mr. Biller, Dr. Ryan, and Chair Mihalick voted yes. Mr. Volk voted no. Dr. Waford was absent. Motion passed 6 – 1.

SBHE Academic and Student Affairs Committee

3. [Complete College America](#)
 - [Draft Letter to Governor Burgum](#)

Ms. Bye said this is a new relationship and inquired what the system hopes to gain from this relationship.

Vice Chancellor Johnson indicated that the partnership could assist in increasing the number of students successfully completing college in North Dakota. She said North Dakota set a goal of 65% of adult residents holding a postsecondary credential; currently 55% of adult residents have such credentials. Additionally, CCA could provide a number of resources including technical assistance and data analysis and the ability to access larger grants available to consortium members.

Dr. Ryan moved, Ms. Bye seconded, to approve consent agenda item 3, as presented.

Mr. Biller, Dr. Ryan, Ms. Bye, Mr. Volk, Ms. Hanson, Mr. Black, and Chair Mihalick voted yes. Dr. Waford was absent. Motion passed 7 – 0.

SBHE Research and Governance Committee

7. SBHE Self-assessment Process and Timeline
 - c. [Timeline](#)
 - d. [Board Development Tool](#)
8. Chancellor's Evaluation [Process and Timeline](#)

Mr. Volk expressed his desire to explore the availability and cost for external evaluations of the Chancellor and Institution Presidents.

Ms. Bye, Chair of the RGC Committee, said the Committee will review pricing and the pros and cons of an external evaluation.

Dr. Ryan moved, Mr. Biller seconded, to approve consent agenda items 7 and 8, as presented.

Mr. Biller, Mr. Black, Dr. Ryan, Mr. Volk, Ms. Hanson, Ms. Bye, and Chair Mihalick voted yes. Dr. Waford was absent. Motion passed 7 – 0.

SBHE Policy

11. 1st Reading

- a. Policy 512 [Student Drivers and Use of State Vehicles by Student Groups](#) by VC Lisa Johnson.

Dr. Ryan moved, Mr. Black seconded, to approve agenda item 11a, as presented.

Ms. Hanson, Ms. Bye, Mr. Volk, Mr. Black, Dr. Ryan, Mr. Biller, and Chair Mihalick voted yes. Dr. Waford was absent. Motion passed 7 – 0.

- b. Policy 807.1 [Mobile Phones and Other Mobile Computing Devices; Restrictions on Use of State Phones](#) by VC David Krebsbach.

- c. Policy 810.1 [Appropriated Funds Reserve](#) by VC David Krebsbach.

Mr. Black moved, Dr. Ryan seconded, to approve agenda items 11b -c, as presented.

Ms. Bye, Mr. Volk, Ms. Hanson, Mr. Black, Mr. Biller, Dr. Ryan, and Chair Mihalick voted yes. Dr. Waford was absent. Motion passed 7 – 0.

12. 2nd reading

- a. Policy 303.1 [SBHE Meetings and Agendas](#) by VC Jerry Rostad.

Mr. Volk raised concern the policy does not follow Robert's Rules of Order.

Dr. Ryan moved, Ms. Bye seconded, to approve agenda item 12a, as presented.

Mr. Biller, Dr. Ryan, Ms. Bye, Ms. Hanson, Mr. Black, and Chair Mihalick voted yes. Mr. Volk voted no. Dr. Warford was absent. Motion passed 6 – 1.

- b. Policy 504 [Resident Tuition Law and Guidelines](#) by VC Lisa Johnson

- c. Policy 507 [Student Publications](#) by VC Lisa Johnson.

- d. Policy 510 [Rights of Students Called to Active Military Service](#) by VC Lisa Johnson.

- e. Policy 602.2 [Report on Faculty Appointments](#) by VC Lisa Johnson.

Mr. Biller moved, Dr. Ryan seconded, to approve agenda items 12b -e, as presented.

Mr. Biller, Mr. Black, Dr. Ryan, Mr. Volk, Ms. Hanson, Ms. Bye, and Chair Mihalick voted yes. Dr. Waford was absent. Motion passed 7 – 0.

- f. Policy 701.2 [Developmental Leave](#) by VC David Krebsbach.

- g. Policy 803.1 [Purchasing](#) by VC David Krebsbach.

- h. Policy 803.4 [Purchasing Cards](#) by VC David Krebsbach.

- i. Policy 806.3 [Moving Expenses](#) by VC David Krebsbach.

Dr. Ryan moved, Mr. Black seconded, to approve agenda items 12f -i, as presented.

Ms. Hanson, Dr. Ryan, Mr. Volk, Mr. Black, Mr. Biller, Ms. Bye, and Chair Mihalick voted yes. Dr. Waford was absent. Motion passed 7 – 0.

- j. Policy 705.1 [Executive Compensation](#) by Chancellor Hagerott.
Dr. Ryan moved, Ms. Hanson seconded, to approve agenda item 12j, as presented.

Mr. Black, Mr. Biller, Ms. Bye, Dr. Ryan, Ms. Hanson, and Chair Mihalick voted yes. Mr. Volk voted no. Dr. Waford was absent. Motion passed 6 – 1.

SBHE Committee Reports/Updates/Discussion

13. SBHE Academic and Student Affairs Committee report by VC Johnson.
14. SBHE Research and Governance Committee report by Dr. Ryan and Ms. Bye.
15. SBHE Budget and Finance Committee report by Mr. Black.
16. SBHE Audit Committee report by Mr. Volk.
17. Post-Tenure Ad Hoc Committee report by Dr. Ryan.
18. Funding Formula Ad Hoc Committee report by Mr. Black.

Chancellor Report

19. [2023 CTS Annual Report](#) by Mr. Corey Quirk.
20. Governor's Strategy Review by Chancellor Hagerott and VC Jerry Rostad.
21. Envision 2035 Working Group Updates - Respective Group Leads
 - Top priorities of respective groups
 - Identified legislative allies or other supporters for respective initiatives
 - Cross connections with other study groups
 - i. Programs of the Future: Ag report by Mr. Volk and President Cook.
 - ii. Programs of the Future: Energy report by President Hirning.
 - iii. Programs of the Future: Digitization report by President Armacost and Mr. Biller.
 - iv. Programs of the Future: Healthcare report by Dr. Ryan.
 - v. Teacher of the Future report by Dr. Montplaisir.
 - vi. Student of the Future report by Ms. Hanson.
 - vii. Infrastructure of the Future report by President LaFave.
 - viii. Human Capital report by President Easton.
 - ix. Values of the Future report by President Van Horn.

Other Reports

22. NDSA report by Ms. Sadie Hanson.
23. CCF report by Dr. Lisa Montplaisir.
24. [Staff Senate](#) report by Chair Mihalick on behalf of Mr. Linnell.
25. Public Comment – no public comment.
26. Assessment of Meeting and Future Agenda Items
 - Motion to Adjourn – Roll call

Mr. Black moved, Dr. Ryan seconded, to adjourn the meeting.

Mr. Volk, Dr. Waford, Ms. Hanson, Dr. Ryan, Mr. Black, Mr. Biller, Ms. Bye, and Chair Mihalick voted yes. Motion passed 8 – 0.

Chair Mihalick adjourned the meeting at 4:08 p.m. CT.