

North Dakota State Board of Higher Education
Meeting Minutes

The State Board of Higher Education met on Wednesday March 27, 2024, at 8:30 a.m. CT., at Minot State University, 500 University Avenue West, Hartnett Hall.

Roll Call

SBHE Members

- | | |
|--|---|
| <input checked="" type="checkbox"/> Mr. Tim Mihalick, Chair | <input checked="" type="checkbox"/> Dr. John Warford, Vice Chair |
| <input type="checkbox"/> Ms. Danita Bye | <input checked="" type="checkbox"/> Dr. Casey Ryan |
| <input checked="" type="checkbox"/> Mr. Jeffrey Volk (virtual) | <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"/> Mr. Michael Linnell, Staff Advisor | <input checked="" type="checkbox"/> Dr. Lisa Montplaisir, Faculty Advisor (virtual) |

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/Guests

NDUS Chancellor Hagerott, Ms. Cashman, Mr. Gorenflo, Ms. Grinde, Vice Chancellor Johnson, Vice Chancellor Krebsbach, Vice Chancellor Rostad, **CTS** – Mr. Corey Quirk, **Assistant Attorney General** – Ms. Larson.

1. **Agenda**

Warford moved, Ryan seconded, to approve the agenda, as presented.

Black, Ryan, Warford, Volk, Hanson, Biller, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

Board Consent

2. [February 28th, 2024](#), SBHE Meeting Minutes

SBHE Audit Committee

- 2024 [Office of Compliance and Ethics Executive Survey](#)
- 2024 Internal [Audit Executive Survey](#)
- [Updated FY24 NDUS Internal Audit Plan](#)

SBHE Budget and Finance Committee

- FY2025 [Tuition, Housing, Food and Fees Rate](#)
- ~~UND School of Medicine and Health Sciences [Tuition Exemption Request](#)~~
- ~~UND [Tuition Exemption Request for Undergraduate Canadian Students](#)~~
- ~~DSU [Tuition Exemption Request](#)~~
- [DSU Generator Project Request](#)
- DSU Wood Hall Project & [Capital Building Funds Request](#)
- NDSU Bolley [Agricultural Laboratory Naming](#)

13. [NDSU Heating Plant Boiler 4 Replacement](#)
14. [VCSU Center for the Arts Renaming](#)
15. VCSU 2021-23 [Tier II/III Capital Building Funds Request](#)
16. [BSC Request to Rename](#) LEA Hall
17. ~~BSC [Joint Powers Agreement](#)~~

Member Volk requested to remove items 7, 8, 9, and 17, from the consent agenda and place them as individual action items.

Ryan moved, Black seconded, to approve consent agenda items 2 – 6 and 10 – 16.

Black, Ryan, Warford, Volk, Hanson, Biller, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

18. **Honorary Degrees**

VC Johnson presented Honorary Degree recommendations from UND and NDSU.

Ryan moved, Warford seconded, to approve UND and NDSU Honorary Degree recommendations, as presented.

Black, Ryan, Warford, Volk, Hanson, Biller, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

19. **SBARE Nominations**

Chancellor Hagerott recommended approval of the nominations for the following individuals to serve on the State Board of Agricultural Research and Education (SBARE).

- a. John [Dhuyvetter](#)
- b. Mike [Clemens](#)

Ryan moved, Warford seconded, to approve re-appointment of Mr. Dhuyvetter, and appointment of Mr. Clemens to SBARE, effective July 1, 2024, as presented.

Ryan, Hanson, Warford, Volk, Black, Biller, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

20. **1st Reading**

Vice Chancellor Krebsbach reviewed amendments to the following HR Policies; he stated that some of the policies were up for periodic review and there were no substantive changes to the policies presented today. There were no concerns raised by the NDUS Councils, Chancellor's Cabinet, or the SBHE BFC Committee:

- a. HR Policy 1 [Introduction](#)
- b. HR Policy 4 [Probationary Period](#)
- c. HR Policy 8 [Workers Compensation](#)
- d. HR Policy 13 [Employment of Relatives](#)
- e. HR Policy 24 [Reduction in Force](#)

Black moved, Ryan seconded, to approve first reading of HR Policies, as presented, items 20a-e.

Hanson, Biller, Warford, Volk, Black, Ryan, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

21. 2nd Reading

No additional changes were made to the following policies since first reading.

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

Ryan moved, Warford seconded, to approve second reading of Policy 807.1, as presented.

Volk, Black, Ryan, Hanson, Biller, Warford, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

- b. Policy 810.1 [Appropriated Funds Reserve](#) was presented by VC Krebsbach.

Ryan moved, Warford seconded, to approve second reading Policy 810.1, as presented.

Warford, Volk, Black, Ryan, Hanson, Biller, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

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

Warford moved, Ryan seconded, to approve the second reading of Policy 512, as presented.

Ryan, Hanson, Warford, Volk, Black, Biller, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

Items removed from consent agenda (7, 8, 9, and 17):

Item 7 - UND School of Medicine and Health Sciences [Tuition Exemption Request](#)

Item 8 - UND Tuition [Exemption Request for Undergraduate](#) Canadian Students

Item 9 - DSU [Tuition Exemption](#) Request

Member Volk requested that the system office provide the Board with an itemized list of all institutions and their current tuition exemption requests. He noted his concern that Policy 805.1 should be reviewed if the Board continues to allow exemptions.

Volk moved, Black seconded, to approve Item 7 - UND School of Medicine and Health Sciences [Tuition Exemption Request](#), Item 8 - UND Tuition [Exemption Request for Undergraduate](#) Canadian Students, and Item 9 - DSU [Tuition Exemption](#) Request, and further have the SBHE Budget and Finance Committee review Policy 805.1, based on the number of tuition exemptions across the various NDUS institutions. Member Volk requested the Board be updated on current tuition exemptions by institutions and discuss how tuition is being managed and/or approved by the Board.

VC Krebsbach stated that after the last BFC meeting, he uploaded a document that contains the information Member Volk is requesting in the Board's resource portal and he will send the link to the Board members.

Mr. Pieske stated that Policy 805.1 is up for periodic review and will be moving to NDUS Councils, Cabinet, and SBHE Committees the next month, or shortly thereafter.

Volk, Black, and Biller voted yes. Hanson, Warford, Ryan, and Chair Mihalick voted no. Member Bye was absent. Motion failed 4 – 3.

Ryan moved, seconded, to approve items 7, 8, and 9, as presented.

Volk, Black, Ryan, Hanson, Biller, Warford, and Chair Mihalick voted yes. Member Bye was absent. Motion passed 7 – 0.

Item 17 - [BSC Joint Powers Agreement](#) (JPA)

Member Volk indicated that paragraph 3c in the agreement (which includes the Chancellor's designee as a member of the Bismarck Community Bowl Authority) should be removed as the Board is the approving authority for the JPA..

Volk moved to remove paragraph 3c from the BSC Joint Powers Agreement; motion failed due to lack of a second.

Black moved, Hanson seconded, to approve the BSC Joint Powers Agreement, as presented.

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

SBHE Committee Reports/Updates/Discussion

22. SBHE Academic and Student Affairs Committee by Committee Chair Warford. Subject matter working groups were formed to discuss specific areas involving academic and student affairs and will provide the full Board more information when it's available:
 - a. Three-year Degrees.
 - b. Accelerated or Combined Master's Degrees.
 - c. Some College, No Degree.
23. SBHE Research and Governance Committee report by Co-chair Ryan, Co-chair Bye was absent.
24. SBHE Budget and Finance Committee report by Committee Chair Black. He stated that the committee has some significant subjects to discuss at their next meetings, including tiered funding, capital projects, and deferred maintenance; the committee will provide additional information as they work through them and report back at a future Board meeting,
25. SBHE Audit Committee report by Committee Chair Volk.
26. SBHE Post-Tenure Ad Hoc Committee report by committee member Ryan and Board Chair Mihalick.
27. SBHE Funding Formula Ad Hoc Committee report by committee member Black and Board Chair Mihalick. Member Black informed the Board that they have a fiduciary responsibility, and that the intent of the committee is to fully understand the various components of the current funding formula. He acknowledged that Legislators have full authority to set funding formula parameters and thanked the Legislature for the funding support provided by the current funding formula. He requested consistency in communicating the intent and objective of the committee is to learn, understand, and add valuable input/insight to the legislators during the next legislative session.
28. Retirement Oversight Ad Hoc Committee report by Committee Member Black and Committee Chair Volk.
29. **Envision 2035 Working Group Updates**

The working groups provided the Board members and update on the following working group categories:

 - a. Programs of the Future: Ag
 - b. Programs of the Future: Energy
 - c. Programs of the Future: Digitization
 - d. Programs of the Future: Healthcare
 - e. Student of the Future

- f. Teacher of the Future
- g. Infrastructure of the Future
- h. Human Capital
- i. Values of the Future

30. Governor's Strategy Review Update

Chancellor Hagerott and Vice Chancellor Rostad provided an update on the upcoming [Governor's Strategy review](#).

Other Reports

- 31. NDSA report by Ms. Sadie Hanson.
- 32. CCF report by Dr. Lisa Montplaisir. She informed the Board that campuses are electing CCF Representatives for the expiring terms. Dr. Monplaisir reported that campus faculties have received the Post Tenure Ad Hoc Committee's draft report and are working to provide feedback to the CCF and the Ad Hoc Committee. CCF recognizes the need for review and potential changes in some campus policies as the rigorous review for tenure and the responsibilities it brings.
- 33. Staff Senate report by Mr. Michael Linnell. He informed the Board that the Staff Senate is currently discussing best practices, communication on various topics, and understanding when a system approach versus an individual campus approach is more appropriate. Other topics discussed were fundraising, other funds, and how funds can be spent. They also discussed campus' plans to distribute pay increases this year.
- 34. **Public Comment** – no public comment.
- 35. **Assessment of Meeting and Future Agenda Items**
- 36. **Motion to Adjourn**

Chair Mihalick adjourned the meeting at 11:45 a.m. CT.

Approved April 25, 2024.