The North Dakota State Board of Higher Education
Meeting Minutes
January 26, 2017

The State Board of Higher Education met on Thursday, January 26, at 8:30 a.m. CT, via IVN, originating from Bismarck State College, National Energy Center of Excellence, 1200 Schafer Street, Bavendick Room.

Interactive Video Network Locations:
- Bismarck – BSC NECE Bavendick Stateroom – 1200 Schafer Street
- Bottineau – DCB President Office - Thatcher Hall – 105 Simrall Blvd.
- Dickinson – DSU Beck Auditorium in Klinefelter Hall – 233 Campus Drive
- Fargo – NDSU President Office - 1340 Administration Avenue
- Fargo – NDSU Quentin Burdick 422 - 1320 Albrecht Blvd.
- Grand Forks – Information Technology Bldg. room – 142- 4349 James Ray Drive
- Devils Lake – LRSC Administration bldg. room 171 – 1801 College Dr. North
- Mayville – MaSU President Office – 330 3rd Street NE
- Minot – MiSU Administration Bldg. 3rd floor IVN Rm 359 – 500 University Ave West
- Valley City - VCSU Rhoades Science Ctr room 101 – Corner of Avenue SE & College Street SE
- Wahpeton – NDSCS President office - 800 North 6th Street.
- Williston – WSC Stevens Hall President Office - 1410 University Avenue

Chair Neset called the meeting to order at 8:30 a.m. CT.

Members participating:
- Ms. Kathleen Neset, Chair
- Mr. Nick Hacker
- Dr. Kevin Melicher
- Mr. Nick Evans
- Dr. Ernst Pijning, Faculty Adviser

- Mr. Don Morton, Vice Chair
- Mr. Mike Ness
- Ms. Kari Reichert
- Mr. Greg Stemen
- Mr. Andy Wakeford, Staff Adviser

Chancellor present: Dr. Mark Hagerott

Institution Representatives Present:
- Dr. Doug Darling, President, LRSC
- Dr. Jerry Migler, Dean, DCB
- Dr. Dean Bresciani, President, NDSU
- Mr. Mark Kennedy, President, UND
- Dr. Larry C. Skogen, President, BSC
- Dr. Steve Shirley, President, MiSU
- Dr. Tisa Mason, President, VCSU
- Dr. Tom Mitzel, President, DSU
- Dr. John Miller, Interim President, WSC
- Dr. John Richman, President, NDSCS
Dr. Gary Hagen, President, MaSU

NDUS senior staff participating:
Dr. Lisa Feldner, Chief of Staff
Ms. Tammy Dolan, Chief Financial Officer
Dr. Richard Rothaus, Vice Chancellor of Academic and Student Affairs
Ms. Billie Jo Lorius, Director of Communication/Media Relations
Ms. Kristie Hetzler, Executive Assistant to the State Board of Higher Education

Others Participating:
Mr. Nick Vaughn, Attorney General’s office

1. **Agenda**
   Hacker moved, Stemen seconded, to approve the agenda with the following amendments:
   - Item 6 - Public comment regarding policy 605.3 be extended for two-hours.
   - Item 8 - MiSU requested to proceed with their projects to be moved up on the agenda due to time constraints.

   Ness, Melicher, Hacker, Evans, Reichert, Morton, Stemen, and Neset voted yes.

2. **Meeting Minutes**
   Morton moved, Melicher seconded, to approve the December 14, 2016, meeting minutes.

   Reichert, Ness, Hacker, Evans, Melicher, Morton, Stemen, and Neset voted yes.

3. **Policy 402.9, 2nd reading - Admission Policies - New International Students**
   Ness moved, Reichert seconded, to approve 2nd reading and adoption of policy 402.9.

   Ness, Melicher, Hacker, Evans, Reichert, Morton, Stemen, and Neset voted yes.

4. **Policy 407.0, 2nd reading – Reverse Transfer**
   Ness moved, Reichert seconded, to approve 2nd reading and adoption of policy 407.0.

   Hacker, Evans, Reichert, Ness, Melicher, Morton, Stemen, and Neset voted yes.

5. **Policy 302.5, 1st reading (waived) – Governance Committee of SBHE**
   The Chair of the Governance Committee indicated he wants to form the Committee as soon as possible to begin the process of reviewing topics that the full Board will discuss during their June retreat.
Ness moved, Reichert seconded, to approve 1st reading be waived and to approve 2nd read and final adoption.

Hacker, Evans, Reichert, Ness, Melicher, Morton, Stemen, and Neset voted yes.

6. **Policy 605.3, 1st reading – Nonrenewal, Termination or Dismissal of Faculty**

   The Board Chair welcomed public comment regarding policy 605.3.

   Several campus faculty spoke out in opposition to amendments to policy 605.3.

   The Board thoroughly discussed amending policy 605.3 that would reduce the termination notice given to tenured faculty members from at least 12 months to at least 90 days. Members emphasized the amendment is strictly to allow campuses to be flexible with the current budget shortfalls. They also noted it does not remove tenure and the 90 days is a minimum notification period.

   Legal Counsel confirmed the Board will have another opportunity to consider further amendments if they passed the 1st reading today. The Board requested the policy be vetted through the NDUS councils and committees again, prior to being considered by the full Board for 2nd reading and adoption.

   Morton moved, Stemen seconded, to approve the 1st reading of policy 605.3.

   Ness, Melicher, Hacker, Evans, Morton, Stemen, and Neset voted yes. Reichert and Melicher voted no.

   Morton moved, Evans seconded, to amend the original motion to include forming a hybrid committee consisting of the Chairs of the Board Academic and Student Affairs and Budget and Finance Committees, and one other member from Budget and Finance Committee to be assigned by its Chair.

   Ness, Hacker, Evans, Morton, Stemen, and Neset voted yes. Reichert and Melicher voted no.

7. **NDSU and UND Core Course Admission Standards**

   Mike Ness explained core course requirements for NDSU and UND has been discussed for several months and would like direction from the full Board on the next steps. These requirements have caused unintended consequences for K-12 and CTE. There is some data that suggests the core course requirement ramp-up may not be having an effect a level that is worth the disruption.

   The Board directed Dr. Rothaus to continue working through the concerns and report back at the next SBHE Academic and Student Affairs Committee meeting to discuss. The full Board will re-visit at the February meeting.

**Budget and Finance Recommendations**

8. MiSU requests to proceed with the following projects:
a) Renovation of the lower level of the Gordon B. Olson Library to create the North-West Art Center at a cost of $1,400,000 using donated private funds.

b) increased authority for completion of the inflatable bubble project from $384,000 to $634,000 using donated private funds.

c) Increased authority for the Facility Building from $2,376,000 to $2,626,000 using local indirect cost recovery revenue generated from sponsored grants and contracts.

Further, for MiSU to seek legislative approval, either through an amendment to the NDUS appropriation bill or through separate, sponsored, legislation.

Hacker moved, Stemen seconded, to approve the SBHE Budget, Finance, and Facilities Committee recommendation, agenda item 8.

Evans, Stemen, Ness, Morton, Hacker, Melicher, Reichert, and Neset voted yes.

9. Request to ratify interim Chancellor approval to authorize NDSU to proceed with a fundraising campaign through the NDSU Foundation and Alumni Association for an amount up to $1.5 million for the construction of a seed cleaning facility/seed cleaning equipment to be located at the North Central REC in Minot, ND. Subsequent authorization to proceed with the project will be requested once funding is in hand.

10. NDSU requests to proceed with the low-rise lavatories renovation project in Johnson Hall (first stack), Phase VI at an estimated cost of $1,100,000 to be funded from auxiliary local funds.

11. NDSU requests to proceed with the Reconstruction of the MO and BU Parking Lots and Partial Reconstruction of the AE and T1/L Parking Lots at an estimated cost of $1,200,000 to be funded from Parking local funds.

Stemen moved, Morton seconded, to approve the SBHE Budget, Finance, and Facilities Committee recommendations, agenda items 9, 10, and 11.

Evans, Stemen, Ness, Morton, Hacker, Melicher, Reichert, and Neset voted yes.

### Academic and Student Affairs Recommendations

12. Stage II-New Program(s):

<table>
<thead>
<tr>
<th>Institution</th>
<th>Type</th>
<th>Title</th>
<th>Code</th>
<th>Program Location</th>
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<tbody>
<tr>
<td>NDSU</td>
<td>Minor</td>
<td>Food Science and Technology</td>
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<td>UND</td>
<td>Undergrad. Cert.</td>
<td>Diversity and Inclusion</td>
<td>13.0202</td>
<td>Distance Ed, On-campus</td>
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<td>MiSU</td>
<td>Minor</td>
<td>Film Studies</td>
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<td>On-campus</td>
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13. Stage II-Program Termination(s):

<table>
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<th>Institution</th>
<th>Type</th>
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<tbody>
<tr>
<td>NDSU</td>
<td>Minor</td>
<td>Coaching</td>
<td>13.1314</td>
</tr>
</tbody>
</table>
14. Stage II - Organizational Change(s):
University of North Dakota's request for an organizational change: Move the B.A. in Geology from College of Arts and Sciences To College of Engineering and Mines as the B.S. in Earth Science.

Melicher moved, Hacker seconded, to approve the SBHE Academic and Student Affairs Committee recommendation, agenda item 14.

Evans, Stemen, Ness, Hacker, Melicher, Morton, Reichert, and Neset voted yes.

15. Legislative Update
Lisa Feldner provided a list of Legislative bills. She informed the Board members the list is updated as bills are considered by Legislation.

Morton moved, Melicher seconded, approved the positions taken by the system office.

Melicher, Morton, Evans, Stemen, Ness, Hacker, Reichert, and Neset voted yes.

16. Chancellor's Updates
Chancellor Hagerott reported the following initiatives continue to move forward in good progress:

- Envision 2030
- Streamline and be efficient
- Cabinet Studies (administrative costs, attainment and retention, governance, mission, shared services, tuition and fees)
- Process for K-12 transition into Higher Education
- NDUS Foundation
- Workforce Education Advisory Counsel

Assessment of Meeting

The meeting adjourned at 1:10 p.m. CT.

Approved March 30, 2017.