

Approved February 12, 1991

Date

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

The meeting was called to order by SENATOR JOSEPH C. HARDER at
Chairperson

1:30 ~~xxx~~ p.m. on Wednesday, February 6, 1991 in room 123-S of the Capitol.

All members were present except:

Senator Steineger, excused

Committee staff present:

Mr. Ben Barrett, Legislative Research Department

Ms. Avis Swartzman, Revisor of Statutes

Mrs. Millie Randell, Committee Secretary

Conferees appearing before the committee:

SB 22 - Merging Kansas college of technology with the Kansas state uni-
versity of agriculture and applied science

Proponents:

Dr. Stanley Z. Koplik, Kansas Board of Regents

Dr. James R. Coffman, Kansas State University

Mr. R. Gerald Cook, Salina Area Chamber of Commerce

Professor Larry Farmer, Kansas College of Technology, Salina

Mr. Kevin J. Van Meter, Student Government Association,

Kansas College of Technology, Salina

After calling the meeting to order, Chairman Joseph C. Harder recognized Dr. Stanley Koplik, executive director of the Kansas Board of Regents, who testified in support of SB 22, relating to the merging of Kansas college of technology in Salina with Kansas state university.

Dr. Koplik explained that the Kansas Board of Regents had acquired supervision and authority for governance of the Kansas College of Technolgoy (formerly known as Kansas Technical Institute) in 1976. He related observations, events, and problems confronted by the Board over the past fifteen years and identified three persistent problems that have been discussed by the State Board: 1) Difficulty in attracting and recruiting a sufficient number of students to deem the Kansas College of Technology a viable institution that is economically efficient and effective, 2) Difficulty in obtaining sufficient enrollment in those programs central to its mission of engineering technology, and 3) Excessive cost of \$10,000 per full time student. He related that the college has approximately 375 students and a budget in excess of \$4million. Dr. Koplik pointed out the need for a campus that would be competitive with other institutions in Kansas.

Dr. Koplik stated that the Board of Regents has deemed the present situation unacceptable. He affirmed that employer references indicate a very high quality of both the product turned out at KCT and the faculty and emphasized the importance and the need for continuation of the engineering technology program.

Dr. Koplik said that the Regents Board had considered the adaptation of Marymount College to house the Kansas College of Technology, but the cost of the changeover proved prohibitive. Dr. Koplik explained that the Regents had appointed an eleven-member task force in November, 1989 to focus its attention on an acceptable solution to the problems confronting the Kansas College of Technology.

He said that although one unacceptable alternative was to close the college, a graduation placement of nearly 100% justified its continuation. He related that following a ten-to-one committee vote, the task force presented a report in May, 1990 recommending that a new campus be configured and called Kansas State University - Salina, College of

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON EDUCATION

room 123-S, Statehouse, at 1:30 ~~am~~ p.m. on Wednesday, February 6, 1991

Technology. He said the task force determined that through marketing and recruitment in engineering technology, enrollment is anticipated to increase from 400 FTE students to double that amount within a five to seven-year period.

The Chair next called upon Dr. James R. Coffman, Provost, Kansas State University, to testify in support of SB 22. Dr. Coffman referenced his initial remarks to "Leveraging Resources and Enhancing Academic Programs", as found in Attachment 1. Dr. Coffman said he believed that cost efficiencies can be realized and program quality improved simultaneously at both the Salina and Manhattan campuses in the areas of engineering and engineering technology. He explained that \$450,000 to augment funding for equipment is a one time expenditure. He informed the Committee that one of the focuses of the restructuring process at the college of technology would be to reduce administrative costs markedly. Dr. Coffman informed the Committee that both Vice President for Administration and Finance, Dr. Thomas Rawson and Vice President for Institutional Advancement, Mr. Robert Krause, from Kansas State University, and Dr. Jerry Cole, Vice President, Kansas College of Technology, were in attendance to answer questions.

When the Chair called upon Mr. Gerald Cook, president, Salina Area Chamber of Commerce, Mr. Cook explained that his organization had become active in the effort to merge the Kansas College of Technology with Kansas State University after the closing of Marymount College in Salina. Mr. Cook also affirmed that the cost for moving the college of technology into a liberal arts setting at the Marymount College location would be cost prohibitive. He noted the need, however, for a better looking campus to attract more students at the college of technology. Mr. Cook related that the citizens of Salina, via an election by petition which required 1800 signatures, had voted by a two thirds majority to impose a one half cent sales tax for a period of two years, the proceeds of which are to be used and administered locally for capital expenditures, buildings, campus improvement, and capital equipment. He emphasized that the Kansas College of Technology would not be a four-year liberal arts general education institution so as not to compete with or jeopardize the existing Kansas Wesleyan University in Salina.

Mr. Cook informed members that drawings of the campus' new configuration were on display for Committee viewing and that Mr. Warren Corman, Director of Facilities, Kansas Board of Regents, would be available to answer questions.

The Chair next recognized Professor Larry Farmer, a faculty member at the Kansas College of Technology and Chairman of the Kansas College of Technology Legislative Merger Committee. Professor Farmer stated that he is speaking as a representative of the Faculty Assembly of KCT and assured members that the primary objective of the faculty is to continue the quality program in engineering technology and in other technical areas. Professor Farmer expressed concerns with SB 22 and recommended amending it, as found in his testimony in Attachment 2.

The last conferee to be recognized, Mr. Kevin Van Meter, an officer of the Student Government Association at the Kansas College of Technology, called attention to the resolution (Attachment 3) signed by Mr. David King, president of the Student Government Association at KCT. He urged the Committee to amend SB 22 so as to retain direct student representation by the Kansas College of Technology with the State Board of Regents.

Following testimony by Mr. Van Meter, the Chair announced that Committee time for questions had elapsed and invited the representatives of Kansas College of Technology and Kansas State University to return at a later time for Committee questions and discussion.

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room 123-S, Statehouse, at 1:30 ~~xxx~~ a.m./p.m. on Wednesday, February 6, 1991.

The Chairman recognized Senator Kerr, who made a motion that the Committee introduce a bill relating to a 45-calendar-day time limitation after the designation of a third hearing committee member in a due process hearing. Senator Langworthy seconded the motion, and the motion carried.

Mr. Warren Corman, Director of Facilities, State Board of Regents, distributed summary sheets related to funding and facilities of Kansas State University Salina, College of Technology. (Attachment 4)

The Chair adjourned the meeting.

SENATE EDUCATION COMMITTEE

TIME: 1:30 p.m. PLACE: 123-S DATE: Wednesday, February 6, 1991

GUEST LIST

NAME

ADDRESS

ORGANIZATION

<u>NAME</u>	<u>ADDRESS</u>	<u>ORGANIZATION</u>
Ben Vidrickson	SALINA	Ks. Senator
Jim Coffman	K-Stats	
Geall Cook	Salina	Salina Area Chamber of Commerce
John Moore	K-Stats	
Walter	Tanawake	
WARREN CORMAN	TOPEKA	BD. OF REGENTS
TED D. AYRES	TOPEKA	BD. OF REGENTS
STANLEY E. KOPLIK	TOPEKA	BD. OF REGENTS
Tom Ransom		K54
Bob Timmer	Topeka	Division of Budget
Bill Munch	Managers	St. Bd of Ed.
Merle Fice	Topeka	KACT
JERRY COLE	SALINA	KCT
Tom Cornelius	Salina	KCT
KEVIN J. VAN MEER	SALINA	KCT - SGA
LARRY A. FARMER	SALINA	KCT
Timothy Berger	7237 Gravel Ave Salina Airport Authority	Salina, Ks.
Larry Pantel	2409 Scanlan Salina, Ks	Kansas College of Technology
Craig Drant	Topeka	K-NEA



Office of the Provost

Anderson Hall
Manhattan, Kansas 66506
913-532-6224

February 6, 1991

TO: Senate Education Committee
FROM: James R. Coffman *James R. Coffman*
RE: Merger of Kansas College of Technology with Kansas State University

Leveraging Resources and Enhancing Academic Programs

K-State appreciates the opportunity to address the committee on this matter; I will summarize briefly the means by which resources will be better utilized and academic programs improved at the same time.

As the committee is aware, this is a unique undertaking - and an excellent example - involving the collaboration of the Board of Regents, a progressive municipality, state government and two Regents institutions.

The five basic objectives of the merger are:

- (1) Consolidate the campus and provide at least \$9.1 million in capital improvements.
- (2) Increase F.T.E. enrollment from 400 to 800 students by 1995.
- (3) Develop the private capacity to award at least \$200,000 per year in scholarships by 1995.
- (4) Identify at least \$450,000 from existing budget to augment funding for equipment and library.
- (5) Continue to emphasize two-year technology programs and develop a four-year degree program in engineering technology, funding necessary for new faculty positions from existing resources.

From a programmatic point of view, the project is predicated on several facts:

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- (1) The technology programs at the Kansas College of Technology (KCT) are seriously undersubscribed with at least 100% capacity above current enrollments. This relates, in part, to the cost of student recruitment.
- (2) The program as it now exists at KCT is not sustainable due to unacceptable quality and distribution of physical facilities and equipment - the worst of which is student housing.
- (3) In attempting to fulfill the role of a free-standing campus, KCT is heavily over-administrated.
- (4) K-State has an excellent Engineering program, which includes a four year degree in Engineering Technology with options in electronics and mechanical. The sustainability of quality engineering programs at K-State is threatened due to lack of funding. Specific deficiencies include low faculty salaries, an inadequate number of graduate teaching assistants and inadequate replacement and maintenance of equipment.
- (5) K-State also has a proven track record in administrative areas where KCT needs support. For example, when recruitment of students into the very excellent opportunities provided by KCT's technology programs is incorporated into K-State's existing pre-admission program the per student cost is vastly reduced.

These problems and opportunities will be addressed through a strategy which:

- (1) Addresses the deficiencies in KCT's physical plant and equipment through municipal funding, revenue bonds and \$2M in state funds for the aeronautical building approved several years ago by the Board of Regents.
- (2) Markedly reduces administrative costs at KCT.
- (3) Reduces administration and released funds will be used to address equipment shortfalls and to hire teaching faculty in place of administrators.
- (4) The four year Engineering Technology program at K-State in Manhattan will be phased out over four years. The resources in this program will remain in the College of

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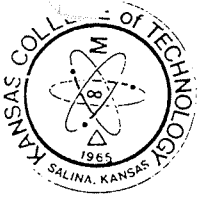
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Engineering at K-State-Manhattan, to address existing shortfalls, primarily in electrical and mechanical engineering.

- (5) A 2+2 (four year) Engineering Technology degree will be established at KSU-Salina, using current existing capacity and new faculty paid for with funds currently spent on administration.

These events will result in a high quality technology program - emphasizing areas of key importance to the diversification of the Kansas economy, which will be adequately housed. It will do as originally intended; enhance a well trained technology work force, based first and foremost on two year degree programs, enhanced by a 2+2 bachelor's program. At the same time, existing engineering programs at K-State will be enhanced.

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KANSAS COLLEGE OF TECHNOLOGY

2409 Scanlan Avenue Salina, Kansas 67401-8196 (913) 825-0275 1-800-248-5782



A special committee of the faculty at Kansas College of Technology has reviewed Senate Bill #22 and submits their comments in support of amendments to the early version of this bill.

The administration at Kansas State University has expressed support of two specific items.

1. The Kansas College of Technology should be designated as a sub-agency of Kansas State University with a separate line-item budget.
2. That Kansas College of Technology be officially designated as Kansas State University-Salina College of Technology.

There are other items in SB #22 that the faculty believes should be given attention during the early consideration of this bill. A copy of those items is enclosed for your consideration.

The faculty respectfully requests your consideration and support of the amendments recommended.

Sincerely,

Greg Stephens, President
Faculty Assembly

Enc.

(FARMER)

"Twenty-five Years of Excellence"
1965 - 1990

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Kansas State University/Kansas College of Technology
Proposed Merger Bill-----Senate Bill # 22

Section 1. KSA 76-205. This section deals specifically with the change in name and provides for continuity. The following recommendations are made to improve the wording of the proposed legislation and to provide for more effective and efficient transition and operation of the college.

(a) This subsection includes the proposed name which should be corrected to *Kansas State University-Salina College of Technology*. All references to the name should be consistent.

It is recommended that the second sentence under subsection (a) beginning with "All properties, moneys, appropriations..." be rewritten. The clause "prior to the effective date of this act" appears to serve no purpose. It is also recommended that the bill be specific that "such properties, moneys, appropriations, etc" are to be explicitly used on the Salina campus for operation and maintenance.

(b) It is recommended that the second sentence of this subsection, starting with the words "All lawful debts..." be extended by adding the phrase "from funds designated for Kansas State University-Salina College of Technology."

(c) It is recommended that the clause in the first sentence "in the opinion of the President of Kansas State University of Agriculture and Applied Sciences" be deleted.

This section is not specific to organizational structure but relates to the orderly transition of personnel from one institution to the service of the merged institution. This clause, as written, can be construed to permit the KSU President to act unilaterally to eliminate personnel without due process.

Section 2. KSA 76-213 This section deals with the authority and powers vested in the Board of Regents relating to the college. The following changes are recommended:

(1) The first sentence includes a proposal that would allow the mission of the college to be substantially changed without legislative overview. The phrase "...and other programs" provides a mechanism to modify the mission of the college without legislative process. Although the proposed wording would increase the Regents authority to add new programs that are not presently within the scope of the mission of the college it would delete the authority of the Regents to determine certificates and degrees at the college.

It is recommended that the language of the bill not allow significant changes in mission without legislative oversight and that the language should continue to authorize the Regents to determine certificates and degrees.

(3) Modify this section to assure that the proceeds of the special Sales Tax be used explicitly on the Salina campus.

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Words to the effect ... "for purposes benefiting the ..." are vague and could be subject to very broad interpretation. The Salina citizens paying the sales tax levy need to be assured that the proceeds will be used explicitly for the Salina campus instead of for purposes "benefiting" the Salina campus. The latter construction, in the broadest interpretation, could provide for salary increases on the Manhattan campus for employees "working on behalf of" the Salina campus.

(a)(4) Delete this subsection entirely.

The authority to do all things necessary and appropriate is already presumed to exist with appropriate safeguards. This language is open ended and vague.

KSA 76-217, 218 & 219 deals with the matter of... "making sale of renovated aircraft..." KSA 76-218 deals with ... "purchasing insurance for the operation and testing of completed project aircraft of..." and KSA 76-219 deals with ... "purchase aircraft for the purpose of renovation on a negotiated basis as determined by the president..."

There are basically two issues of attention required here.

The first is that such business requirements are germane only to the programs of technology at Salina and should be, when possible, left to the management of those most directly knowledgeable and involved with such activity. It is so easy to build layers of administrative oversight that serves no useful purpose but can reduce the efficiency of the operation of the developing programs.

The second is that the Aeronautical programs development should be encouraged. The language of these statutes limits activity to "project" aircraft. The growth of the flight programs is restricted by the language of these sections because legal opinions has been that such language as "project" aircraft as relates only to aircraft used in the maintenance program for laboratory projects.

It is recommended that Senate Bill # 22 be amended as follows:

Sec. 3. KSA 76-217 is hereby amended to read as follows:
~~76-217 The Kansas-college-of-teechnology state university of agriculture-and-applied-Science -Salina college of technology~~ is hereby authorized to make sale of ~~renevated~~ aircraft on a negotiated basis as determined by the ~~president chief executive officer~~ of the ~~Kansas-College-of-Teehnelegy Salina campus~~ ...etc.

Sec. 4. KSA 76-218 is hereby amended to read as follows:
76-218 Within the limits of appropriations therefore, the ~~Kansas college-of-teechnology state university ef-agrieulture-and-applied seience-Salina college of technology~~ may purchase insurance for ~~operation-and-testing of-completed-prejeet aircraft ef-Kansas-college of-teechnology as necessary in support of programs provided by the sub-agency...etc.~~

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Sec. 5. KSA 76-219 is hereby amended to read as follows:
76-219 The Kansas college-of-technology state university of
agriculture-and-applied-science-Salina college of technology is
hereby authorized to purchase aircraft necessary for purposes-of
renovation programs in aeronautical technology on a negotiated basis
as determined by the president chief executive officer of the Kansas
college-of-technology-university sub-agency ...etc.

It is recommended that KSA 76-218 be modified to eliminate the word
"testing." The only type of testing the college anticipates is
"return to service" flight testing which is covered under
"operation." The insurance for "operation and testing" applies
primarily to manufacturers of aircraft who must perform flight
testing of newly manufactured aircraft and such insurance is cost
prohibitive for use by the college. The current language would
require a much more expensive insurance which is not necessary at the
college.

In our collective judgment one principal deterrent to progress in
developing aeronautical programs at this college has been the
limitations posed by the specific wording of these three statutes.
Your continued support in taking steps to encourage growth at this
campus is needed at this time.

Section 6. KSA 76-220; Section 7. KSA 76-221; Section 8. KSA 76-222
These sections relate to the authority to sell certain parcels of
property and to deposit the proceeds in certain restricted fees
accounts.

The language should be specific that the Restricted Fee account
is a part of the line item budget of the Salina Campus and that
the appropriate moneys are placed in that specific account and
that appropriate expenses are drawn from that account.

The entire concept of the merger is based on the concept of the
Salina campus as a sub-agency of Kansas State University. The
KSU administration has publicly agreed with this concept.
Legislation should clearly identify this concept in specifying
accounts and the management of resources.

Section 9. KSA-1990 Supp. 65-1626
Relates to the administration of drugs, practitioners, etc.

No suggestions other than proposed.

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IN THE FOLLOWING SECTIONS THE PRINCIPAL SUGGESTION RELATES TO THE SUBSECTION WHICH DEFINES SPECIFIC AGENCIES. ALTHOUGH THE MERGER ACTION COMBINES THE KANSAS COLLEGE OF TECHNOLOGY AND KANSAS STATE UNIVERSITY FOR MANAGEMENT PURPOSES, THEY WILL CONTINUE TO FUNCTION AS GEOGRAPHICALLY SEPARATE CAMPUSES, EACH WITH SPECIFIC NEEDS ADDRESSED BY THE LEGISLATION OF THESE SECTIONS. THE SALINA CAMPUS CAN BE CLEARLY IDENTIFIED AS A SUB-AGENCY OF KANSAS STATE UNIVERSITY; HOWEVER, THE PROVISIONS OF THESE SECTIONS SHOULD NOT EXCLUDE THE NEEDS OF THIS SUB-AGENCY.

Section 10. KSA 74-3209; Section 11. KSA 74-3210;
Section 12. KSA 74-3229

These sections relate to operation of motor vehicles, parking on campus and the student advisory council.

Each of the referenced sections relate to specific campus requirements. The definition section identifies campuses which have certain requirements. The Salina campus, although merged with Kansas State University will remain as a separate geographic entity and should be so considered in these sections.

Section 13. KSA 1990 Supp. 74-8103 Relates to research activities.

Retain provision for research on this campus either by this statute or by other sections.

Research is increasingly important to technology and is likely to be more so in the future. This campus, as a sub-agency of KSU should not be deleted as an entity in the matter of research.

Section 14. Relates to Endowment Association of sub-agency.

Modify only to change the name.

Section 15. KSA 76-6a01; Section 16. KSA 76-6a13;
Section 17. KSA 76-711; Section 18. KSA 76-751 and
Section 19. KSA 76-754

These sections relate to various activities necessary to the operation of a geographically separate campus, including the construction and operation of Student Unions and dormitories, constructing buildings and other necessary operating functions.

This campus, though a branch of KSU, has a separate geographic identity with specific needs that are best served by being identified in these sections as a separate institution.

Section 20. KSA 76-756 Relates to Endowment Associations

Change the name.

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KANSAS STATE UNIVERSITY/KANSAS COLLEGE OF TECHNOLOGY

SENATE BILL #22 —PROPOSED MERGER BILL

STATEMENT: Students at Kansas College of Technology support the approval of the merger between KSU and KCT.

RE: Section 12. KSA 74-3229

This section defines specifically the establishment of the students' advisory committee to the state Board of Regents.

Student leaders at Kansas College of Technology recommend that the original definition of the students' advisory committee contained in KSA 74-3229 (a) not be amended to exclude the student body of our campus from representation by membership in full standing of the students' advisory committee. In other words, *we would like to retain direct student representation to the state Board of Regents.*

It is recommended that the first paragraph of Section 12. KSA 74-3229 be amended as follows:

Section 12. KSA 74-3229 is hereby amended to read as follows: 74-3229 (a) There is hereby established ~~and created~~ the students' advisory committee to the state Board of Regents. The students' advisory committee shall be composed of seven members who shall be the highest student executive officer elected by the entire student body at the University of Kansas, Kansas State University of Agriculture and Applied Science, Emporia State University, Pittsburg State University, Fort Hays State University, Wichita State University and ~~Kansas College of Technology,~~ Kansas State University-Salina College of Technology.

The consensus of student leaders on the Salina campus is that there are three important reasons for our highest student executive officer to remain active at the state level.

First, the active participation in Board of Regents meetings provides an excellent educational opportunity for the individual elected and through that individual to the student body; second, because the Salina campus will remain as a separate geographic entity and considerable growth is projected, fair representation of the student body will be best served to the interests of the State Board of Regents by direct representation.

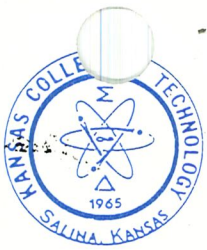
Third, it has been made apparent to us that other university systems incorporate similar ideas by including their branch campuses in state level committees of representation. Such systems include the University of Minnesota which provides for a student representative from each campus (i.e., Duluth) to the state Board of Regents and Pennsylvania State University which provides a representative to the Board of Regents for all of its branch campuses combined.

Finally, with our special emphasis on a two-year program, with no athletic programs and with no student health care program or facilities---direct representation may prove to be invaluable.

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KANSAS COLLEGE OF TECHNOLOGY

2409 Scanlan Avenue Salina, Kansas 67401-8196 (913) 825-0275 1-800-248-5782



RESOLUTION:

THE STUDENT GOVERNMENT ASSOCIATION OF KANSAS COLLEGE OF TECHNOLOGY RECOMMENDS THAT THE FIRST PARAGRAPH OF SECTION 12. KSA 74-3229 OF SENATE BILL # 22 BE AMENDED AS FOLLOWS:

Section 12. KSA 74-3229 is hereby amended to read as follows: 74-3229
(a) There is hereby established ~~and created~~ the students' advisory committee to the state Board of Regents. The students' advisory committee shall be composed of seven members who shall be the highest student executive officer elected by the entire student body at the University of Kansas, Kansas State University of Agriculture and Applied Science, Emporia State University, Pittsburg State University, Fort Hays State University, Wichita State University and Kansas College of Technology, Kansas State University-Salina College of Technology.

David King

Student Government President

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c. Submit the job categories and pay ranges established under subd. 2. a and b to the secretary of employment relations for review and approval. In reviewing the job categories and pay ranges, the secretary of employment relations shall determine whether the board complied with subd. 1 in establishing the job categories and pay ranges.

d. Submit a request for any change in the job categories or the pay ranges established under subd. 2. a and b to the secretary of employment relations for review and approval. In reviewing a request for such a change, the secretary of employment relations shall determine whether the requested change requires the board to comply with subd. 1. The secretary of employment relations shall annually report to the joint committee on employment relations regarding any approved changes in the job categories or pay ranges.

(L) The board shall possess all powers necessary or convenient for the operation of the system except as limited in this chapter.

(2) **THE PRESIDENT.** The president shall be president of all the faculties and shall be vested with the responsibility of administering the system under board policies and shall direct a central administration which shall assist the board and the president in establishing system-wide policies in monitoring, reviewing and evaluating these policies, in coordinating program development and operation among institutions, in planning the programmatic, financial and physical development of the system, in maintaining fiscal control and compiling and recommending educational programs, operating budgets and building programs for the board.

(3) **THE CHANCELLORS.** The chancellors shall be the executive heads of their respective faculties and institutions and shall be vested with the responsibility of administering board policies under the coordinating direction of the president and be accountable and report to the president and the board on the operation and administration of their institutions. Subject to board policy the chancellors of the institutions in consultation with their faculties shall be responsible for designing curricula and setting degree requirements; determining academic standards and establishing grading systems; defining and administering institutional standards for faculty peer evaluation and screening candidates for appointment, promotion and tenure; recommending individual merit increases; administering associated auxiliary services; and administering all funds, from whatever source, allocated, generated or intended for use of their institutions.

(4) **FACULTY.** The faculty of each institution, subject to the responsibilities and powers of the board, the president and the chancellor of such institution, shall be vested with responsibility for the immediate governance of such institution and shall actively participate in institutional policy development. As such, the faculty shall have the primary responsibility for academic and educational activities and faculty personnel matters. The faculty of each institution shall have the right to determine their own faculty organizational structure and to select representatives to participate in institutional governance.

(4m) **ACADEMIC STAFF.** The academic staff members of each institution, subject to the responsibilities and powers of the board, the president and the chancellor and faculty of the institution, shall be active participants in the immediate governance of and policy development for the institution. The academic staff members have the primary responsibility for the formulation and review, and shall be represented in the development, of all policies and procedures concerning academic staff members, including academic staff personnel matters. The academic staff members of each institution shall have the right to organize themselves in a manner they

determine and to select their representatives to participate in institutional governance.

(5) **STUDENTS.** The students of each institution or campus subject to the responsibilities and powers of the board, the president, the chancellor and the faculty shall be active participants in the immediate governance of and policy development for such institutions. As such, students shall have primary responsibility for the formulation and review of policies concerning student life, services and interests. Students in consultation with the chancellor and subject to the final confirmation of the board shall have the responsibility for the disposition of those student fees which constitute substantial support for campus student activities. The students of each institution or campus shall have the right to organize themselves in a manner they determine and to select their representatives to participate in institutional governance.

History: 1973 c. 335; 1975 c. 39, 224; 1977 c. 196 ss. 130 (1), (2), 131; 1977 c. 418; 1979 c. 34 s. 2102 (29) (a); 1981 c. 20 s. 2202 (1) (a); 1983 a. 27 s. 2200 (15); 1983 a. 366; 1985 a. 29, 42, 45, 332.

Sub. (5) construed to give student organization, rather than student body, the right to select representatives to participate in institutional governance. Student Asso., U.W.-Milw. v. Baum, 74 W (2d) 283, 246 NW (2d) 622.

The board of regents has no authority to provide a deferred salary plan for employes other than through the state teachers retirement system or the Wisconsin retirement fund. 61 Atty. Gen. 6.

Ruling by chancellor of university of Wisconsin-Eau Claire denying request to conduct door-to-door solicitation in residence halls did not violate constitutional rights. 61 Atty. Gen. 373.

Classified audit fee structure may be established by university regents using age for classification purposes. 62 Atty. Gen. 1.

See note to art. I, sec. 18, citing 63 Atty. Gen. 374, concerning lease of space to church.

Regents should identify how compulsory fees will be used to necessarily and conveniently further the objects of the university before approving a segregated fee, under 37.11 (4) (1971 Stat.), to finance a legal services program for Oshkosh student association. Regent's duties are unchanged under (5). 63 Atty. Gen. 385.

36.11 Powers and duties of the board of regents. (1) PROTECTION OF PEOPLE; CUSTODY AND MANAGEMENT OF PROPERTY. (a) The board may promulgate rules under ch. 227 to protect the lives, health and safety of persons on property under its jurisdiction and to protect such property and to prevent obstruction of the functions of the system. Any person who violates any rule promulgated under this paragraph may be fined not more than \$500 or imprisoned not more than 90 days or both.

(b) The board may purchase, have custody of, hold, control, possess, lease, grant easements and enjoy any lands, buildings, books, records and all other property of any nature which may be necessary and required for the purposes, objects and uses of the system authorized by law. The board may sell or dispose of such property as provided by law, or any part thereof when in its judgment it is for the best interests of the system and the state, except that purchases and sales of real property shall be subject to the approval of the building commission.

(c) The board may promulgate rules under ch. 227 for the management of all property under its jurisdiction, for the care and preservation thereof and for the promotion and preservation of the orderly operation of the system in any or all of its authorized activities and in any or all of its institutions with forfeitures for their violation, which may be sued for and collected in the name of the board before any court having jurisdiction of such action. Forfeitures shall not exceed \$500.

(cm) The board shall promulgate rules under ch. 227 prescribing the times, places and manner in which political literature may be distributed and political campaigning may be conducted in state-owned residence halls. No such rule may authorize any activity prohibited under s. 11.36 (3) or (4).

(d) All fines imposed and collected under this subsection shall be transmitted to the county treasurer for disposition in

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137.022 UNIVERSITY OF MINNESOTA

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From	Kevin Van Meter	S. Muehling
Co.		U of MN
Dept.		
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ited to the permanent university fund that are unappropriated or unencumbered are transferred and appropriated to the board of regents of the University of Minnesota solely for the purpose of investment by them. The investments are restricted to those the state board of investment may invest in under section 11A.24.

Subd. 2. **Income.** The income from the permanent university fund is appropriated annually to the board of regents. This appropriation of income must not be used to reduce other appropriations made to the board of regents. The determination of this income shall be based on the procedures detailed in section 11A.16, subdivision 5, or 11A.12, subdivision 2.

Subd. 3. **Endowed chairs.** (a) The income from the permanent university fund must be used, and capital gains of the fund may be used, to provide endowment support for professorial chairs in academic disciplines. The endowment support for the chairs from the income and the capital gains must not total more than six percent per year of the 36-month trailing average market value of the fund, as computed quarterly or otherwise as directed by the regents. The endowment support from the income and the capital gains must not provide more than half the sum of the endowment support for all chairs endowed, with nonstate sources providing the remainder. The endowment support from the income and the capital gains may provide more than half the endowment support of an individual chair.

(b) If any portion of the annual appropriation of the income is not used for the purpose specified in paragraph (a), that portion lapses and must be added to the principal of the permanent university fund.

History: 1963 c 567 s 2; 1965 c 41 s 1; 1971 c 197 s 3; 1976 c 2 s 172; 1980 c 516 s 2; 1980 c 607 art 14 s 45 subd 2; s 46; 1983 c 289 s 114 subd 1; 1984 c 655 art 1 s 92; 1985 c 248 s 70; 1Sp1985 c 11 s 65; 1990 c 591 art 6 s 8,9

137.023 UNIVERSITY STUDENT ON BOARD OF REGENTS.

In electing members of the board of regents pursuant to article 13, section 3, of the Constitution of the state of Minnesota, and Territorial Laws 1851, chapter 3, section 5, one member of the board of regents of the university shall be a person who at the time of election to the board is a student who is enrolled in a degree program at the university. This person shall represent the state at large. Upon expiration of the term or in the event of a vacancy in the office, one position shall be filled by a person having the same qualifications.

History: 1976 c 120 s 1; 1986 c 444; 1989 c 157 s 1

137.024 CONGRESSIONAL DISTRICTS REPRESENTED ON BOARD OF REGENTS.

At least one member of the board of regents of the university shall be a resident of each congressional district.

History: 1976 c 120 s 2

137.0245 REGENT CANDIDATE ADVISORY COUNCIL.

Subdivision 1. **Establishment.** A regent candidate advisory council is established to assist the legislature in determining criteria for, and identifying and recruiting qualified candidates for membership on the board of regents.

Subd. 2. **Membership.** The regent candidate advisory council shall consist of 24 members. Twelve members shall be appointed by the subcommittee on committees of the committee on rules and administration of the senate. Twelve members shall be appointed by the speaker of the house of representatives. No more than one-third of the members appointed by each appointing authority may be current or former legislators. No more than two-thirds of the members appointed by each appointing authority may belong to the same political party; however, political activity or affiliation is not required for the appointment of any member. Geographical representation must be taken into consideration when making appointments. Section 15.0575 shall govern the

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**STUDENT REPRESENTATIVES TO THE
BOARD OF REGENTS**

The Board of Regents, after a review of student representation to the Board of Regents, adopts the following policy to amend and supersede the Board of Regents' policy dated July 13, 1973, and the recommendations of the Committee to examine the Role of Student Representatives adopted by the Board of Regents in June, 1975:

- I. **Membership:** There shall be two Student Representatives on each of the following committees: Faculty, Staff and Student Affairs, Finance and Legislative, Educational Planning and Policy, and Physical Planning and Operations. There shall be one Student Representative on the Audit Committee. Four representatives shall be selected from the Twin Cities Campus, and one Student Representative from each of the Coordinate Campuses. There should be broad representation of the entire student community.
- II. **Selection**
 1. **Policy:** Student Representatives shall be elected by the elected student legislative body of the respective campuses. Guidelines and policies for such election shall be created by the elected student legislative body and approved by an Ad Hoc Policy Committee composed of the University Student Senate Consultative Committee and the current Student Representatives. This Policy Committee shall be convened by the Chair of the Student Senate Consultative Committee.
 2. **Criteria for Selection:** The primary selection criteria shall be the ability of the candidate to function as an effective advocate for the widest range of student concerns and committed to the time necessary to take part in Regents' committee activities.
 3. **Vacancies:** Any Representative who resigns or who ceases to be enrolled in the University (not including Summer School) shall become ineligible to continue in office and shall be replaced by procedures approved by the Ad Hoc Policy Committee.
 4. **Committee Assignments:** Student Representatives to the Board of Regents shall be assigned to specific Regents' committees at their annual organizational meeting in May. Each Regents' committee, except the Audit Committee, shall have one Student Representative from the Twin Cities Campus and one from a coordinate campus. The Student on the Audit Committee may come from either a coordinate campus or the Twin Cities Campus.

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5. Term of Office: The Representatives shall be selected and named during the Spring Quarter of each year. They shall assume office in June and shall serve for a term of one year or until replaced. An orientation for the Student Representatives shall be arranged by the Executive Director and Corporate Secretary to the Board of Regents during the May meeting of the Board. A Chair and two Vice Chairs shall be elected at that meeting. A representative may be removed from a committee due to non-attendance by the Ad Hoc Policy Committee. They shall then establish procedures to select a replacement who shall serve for the remainder of the term of the person replaced.
 6. Alternates: An alternate shall be selected for each Student Representative, who shall act in the absence of the elected Student Representative.
- III. Vote and Motions: The Student Representatives to the Board of Regents shall not vote. They may make suggestions which may take the form of a motion when affirmed by a Regent.
- IV. Expenses: The expenses shall be handled by the Office of the Executive Director and Corporate Secretary to the Board of Regents, using existing University expense policies. Guidelines for permissible expenses shall be maintained in the Board Office.
- V. Role and Operational Procedures: The role and operational procedures of Student Representatives shall be governed by the following:
1. Student Representatives may submit agenda items for committees in the manner outlined in the Bylaws of the Board of Regents so that proper docket materials might be prepared and reviewed by committee members in advance of the meeting.
 2. Student Representatives are allowed flexibility in representation to the committees, i.e., a Student Representative may yield to another Student Representative who is not on the committee to speak on an issue under consideration.

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3. Any special reports, etc. of the Student Representative may be presented to the Board of Regents in writing and/or verbally on a quarterly basis. The topics for special reports, and the methods of collecting data or requesting information shall be approved by the Executive Director and Corporate Secretary of the Board of Regents.
4. Student Representatives may express a dissenting point of view on any report of a standing committee presented to the Board of Regents. The report may be oral or written and shall be presented by the Student Representative Chair.
5. The Chair of the Student Representatives, upon recognition by the Chair of the Board, may express the Student Representatives' viewpoint on appropriate issues before the Committee of the Whole.

APPROVED BY THE BOARD OF REGENTS - July 9, 1976
REVISED - December 8, 1989

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**KANSAS STATE UNIVERSITY - SALINA
COLLEGE OF TECHNOLOGY**

SUMMARY

PURPOSE

In October, 1989, the Kansas Board of Regents established a task force to study and make recommendations regarding the future of Kansas College of Technology. On May 30, 1990, the task force recommended a merger of Kansas College of Technology with Kansas State University, with the new name of "Kansas State University - Salina, College of Technology". The task force believes that a merger of Kansas College of Technology into Kansas State University will strengthen both institutions and provide significant benefits.

FUNDING

The total cost of the merger is \$12.1 million. It will be raised by the following sources:

<u>Funding Source</u>	<u>Amount</u>	<u>Purpose</u>
KSU Foundation	\$2.0 Million	Scholarships
Revenue Bonds/Dorm Fees	\$2.6 Million	Residence Hall
State of Kansas	\$2.0 Million	Aeronautical Center (20 year pay back to the Salina Airport Authority)
Sale of south KCT campus	\$1.0 Million	Capital Improvements, Equipment & Scholarships
Salina sales tax proceeds	<u>\$4.5 Million</u>	Capital Improvements
Total	\$12.1 Million	

CAPITAL IMPROVEMENTS

There is adequate space for most of the academic and administrative activities of the two and four year programs, without additional construction. However, there are several areas that need to be addressed: 1) better quality and additional laboratories for the expanding aeronautical program and the mechanical/manufacturing curriculum, 2) library space for stacks and study, 3) housing and related facilities on campus, 4) large lecture hall for academic and other college activities, 5) centrally located student services that are convenient and convey a positive image.

Plans are to sell the south campus and to vacate/remove as many sub-standard buildings as possible. These measures should provide revenues for other needs, reduce maintenance costs and improve the appearance of the main campus. The enclosed diagrams summarize 1) the capital improvement projects, 2) the preliminary site phasing, and 3) the preliminary time scheduling.

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<u>PROJECT</u>	<u>APPROX. GSF</u>	<u>BUDGET</u>	<u>COMPLETION</u>	<u>REPLACES</u>
Aeronautical Center (labs, offices, class rooms, support space)	27,463	\$2,000,000	Aug '92	Neely Building Aero East Aero West
College Center (cafeteria, student union, bookstore, administrative/ student service offices, 300 seat lecture room support space)	18,915	\$2,400,000	Aug '92	Cafeteria on South Campus Student Union Tullis Building Admin. Building
Residence Hall (resident rooms for 200 students, lobby, individual bath rooms, support space)	35,100	*\$3,000,000	Aug '92	Residence Hall on South Campus
Technology Center Addition (Library stack/study space, mechanical lab space, support space)	6,500	\$700,000	Aug '93	Civil Lab Building
North Boundary Road		\$250,000	Aug '92	
South Boundary Road		\$60,000	Aug '93	
Campus Entrance Road		\$250,000	Aug '92	
Infrastructure/Equipment		<u>\$440,000</u>	Aug '93	
Subtotal	87,978	\$9,100,000		
KSU Foundation		\$2,000,000		
Sale of South Campus		<u>\$1,000,000</u>		
TOTAL	87,978	\$12,100,000		

*\$2,600,000 from Revenue Bonds/Dorm Fees & \$400,000 from Salina Sales Tax Proceeds.

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