BOARD OF REGENTS
MINUTES OF THE MEETING
July 31 – August 2, 2023

The South Dakota Board of Regents met on July 31 through August 2, 2023, in Fort Pierre, South Dakota with the following members present:

ROLL CALL:

Brock Brown – PRESENT
Judy Dittman – PRESENT
Randy Frederick – PRESENT
James Lochner – PRESENT
Randy Rasmussen – PRESENT
Pam Roberts – PRESENT
Douglas Morrison, Secretary – PRESENT
Jeff Partridge, Vice President – PRESENT
Tim Rave, President – PRESENT

Also present during all or part of the meeting were Nathan Lukkes, Board of Regents Executive Director and CEO; Liza Clark, Chief of Staff; Dr. Janice Minder, System Vice President for Academic Policy and Planning; Heather Forney, System Vice President of Finance and Administration; Kayla Bastian, Chief Human Resources Officer; Shuree Mortenson, Director of Communications; Dr. Pamela Carriveau, System Associate Vice President for Academic Programming; Katie Maley, Executive Assistant to the CEO and Board; Barry Dunn, SDSU President; José-Marie Griffiths, DSU President; Laurie Nichols, BHSU President; Jim Rankin, SDSMT President; Dr. Neal Schnoor, NSU President; Sheila Gestring, USD President; Kami Van Sickle, SDSD Director; Jessica Vogel, SDSBVI Superintendent; and other members of the Regental system and public and media.

Regent Rave declared a quorum present and called the meeting to order at 10:00 a.m.

1-B Approval of the Agenda

IT WAS MOVED by Regent Brown, seconded by Regent Roberts, to approve the agenda as published. Motion passed.

1-C Opening Remarks of the Executive Director

Nathan Lukkes, BOR Executive Director and CEO, welcomed everyone to the retreat noting that during the public sessions on Tuesday and Wednesday, we will be live on Zoom and SDPB for members of the public to listen in remotely if desired.

1-D Declaration of Conflicts

There were no declared conflicts.

1-E Approval of the Minutes

IT WAS MOVED by Regent Roberts, seconded by Regent Brown, to approve the minutes of the Board of Regents meeting on June 21-22, 2023, and July 19, 2023. Motion passed.

1-F Motion to Dissolve into Executive Session

IT WAS MOVED by Regent Morrison, seconded by Regent Partridge, to dissolve into executive session at 10:15 a.m. on Monday, July 31, to consult with legal counsel and discuss personnel matters, pending and prospective litigation, contractual matters, and marketing or pricing strategies by a board of a business owned by the State when public discussion may be harmful to the competitive position of the business.

That it recess at the conclusion of the day and reconvene in Executive Session at 9:00 a.m. on Tuesday, August 1, to continue discussing the earlier referenced matters, and that it rise from Executive Session at 12:00 p.m. to resume the regular order of business, and that the Board report its deliberations while in executive session and take any action it deems prudent as a result thereof in public session on Wednesday, August 2.

TUESDAY, AUGUST 1, 2023

The Board reconvened in public session at 1:45 p.m.

PLANNING SESSION

4-A SB55 Update

Dr. Janice Minder, System Vice President for Academic Policy and Planning, and Heather Forney, System Vice President for Finance and Administration, provided an update regarding the status of the implementation of the recommendations from the Senate Bill 55 Task Force.

A copy of the SB55 Update can be found on pages ____ to ____ of the official minutes.

4-B Annual Strategic Plan Report

Dr. Janice Minder, System Vice President for Academic Policy and Planning, provided a copy of the 2023 Annual Strategic Plan Report and walked through the various components within which provides a summary update on the activities in the system regarding the strategic plan.

A copy of the Annual Strategic Plan Report can be found on pages ____ to ____ of the official minutes.

4-C Marketing and Communications Update

Shuree Mortenson, System Director of Communications, provided a summary of the latest activities within the marketing and communications from the system office as well as presented some of the 2023 campaign materials.

A copy of the Marketing and Communications Update can be found on pages ____ to ____ of the official minutes.

4-D HR Transformation Update

Kayla Bastian, System Chief Human Resources Officer, provided what she believes will be one of the last major updates on the system HR Transformation project as implementation is nearing completion. In her briefing with the Board members and staff present, she walked through the seven goals of the project and provided a few brief updates on other activities within HR noting that there have been several other key human resource initiatives occurring throughout FY23 that will support the broader HR transformation.

The HR Leadership team is planning a retreat for November 2023 to begin discussions on strategic priorities and focus on development of the guidelines and process improvements that were approved as recommendations from this project. This team will continue to have regular meetings to ensure a cohesive and collaborative approach to human resources across the system.

A copy of the HR Transformation Update can be found on pages ____ to ____ of the official minutes.

4-E Current Status and Next Steps for the Opportunity Centers

Nathan Lukkes, BOR Executive Director and CEO, kicked off the discussion on the university's Opportunity Centers. Each institution reported that they have received positive feedback from their students and staff with the engagement and activities each of their centers have been coordinating on their campuses.

Regent Roberts noted for new Board members how important these Opportunity Centers have been due to the issues that were brought up in legislative session. She also gave praise to the hard work of the Presidents and their staff in getting these centers up and running to meet the needs of our students. Regent Partridge also agreed with the hard work and praise for everyone involved.

A copy of the Current Status and Next Steps for the Opportunity Centers can be found on pages ____ to ____ of the official minutes.

4-F USD-SF and BHSU-RC Update

Sheila Gestring, President of the University of South Dakota, provided an update on the University of South Dakota – Sioux Falls campus. This is a site that she feels this site serves the market of students who do not want to relocate from Sioux Falls. Metro area school districts are growing, so she feels there will be a need and USD – Sioux Falls will meet that need. USD's partnership with Amazon has been a tremendous benefit as well.

President Gestring noted that USD has a five-year plan for working on and implementing changes to the USD – Sioux Falls site (formerly the Community College of Sioux Falls) and asks for patience with the Board as these changes continue to be made at the facility.

Dr. Laurie Nichols, President of Black Hills State University, led discussions in providing an update on the Black Hills State University – Rapid City campus, also known as the West River Health Science Center. The new courses have the capability of 120 new students in a cohort; it could be the largest nursing site in the state. President Dunn also noted that they are in the discussion with a developer of building housing next to the BHSU – Rapid City campus, which they are excited about as housing in Rapid City is a real issue.

In regards to Regent Partridge asking about the status of creating a welcoming environment and helping individuals find employment, whether immediate or longer-term, President Nichols stated that staff have been working very hard on marketing and recruiting. President Dunn also stated to ensure everyone is aware, there is a lot of healthcare field training that goes on in Rapid City. It is important to know just how active we as a system are in the Black Hills area. President Gestring also noted the partnership with Monument Health and the VA have been wonderful as well.

Regent Frederick asked President Nichols how their relationship with Elsworth Airforce Base. President Nichols affirmed that we have a presence on Elsworth already and offering classes. BHSU is starting their second year out there of a five-year contract and has no concerns that the contract will continue to be renewed.

A copy of the USD-SF and BHSU-RC Update can be found on pages ____ to ____ of the official minutes.

4-G Admission Policy Enhancements

Dr. Janice Minder, System Vice President for Academic Policy and Planning, stated that the objectives found in the strategic plan identify three major topical strategies to increase enrollments across the system: FAFSA completion of high school students, traditional high school student matriculation, and transfer student policy. As the system continues to identify additional tasks to strive toward those objectives, a new board policy will be critical for admissions to help drive success. The ability to recruit and retain students begins with admittance into the university system.

There are opportunities for enhancement of the admissions policy to include a more comprehensive approach (Undergraduate, Graduate, Traditional, Post-Traditional, Transfer, etc.). The need to connect with all South Dakotans for access to higher education is significantly important. To further promote cohesiveness in the research to date by the committee, the Regents may want to

consider the following topics as it relates to admission policies and procedures: 1) Mission of the University – Comprehensive Regional, Special Focus, and Research; 2) Demographic Changes in South Dakota; and 3) Admission to the University versus Admission to a Program of Study.

Regent Rave posed that if we went to general admission versus program admission, what would the Presidents think of that approach. Presidents noted some concerns, but that it definitely would be an interesting conversation to keep happening. Dr. Minder affirmed that the goal would be to keep the student interested and engaged. President Schnoor thinks that in some ways we do this within the system already; for him he is focused a lot on processes and that machines/technology do not always work correctly. Would moving in this direction make it more user-friendly and allow a quicker decision to be made for admissions processes. Dr. Minder would like to get admissions to a place where it is more of an automated process for both students and staff. There is a lot of manual work being done with entering transcripts at the campuses currently, and if we could automate that process more it would free up time for admissions personnel to do more work with applicants rather than being bogged down with the more basic data entry.

Nathan Lukkes noted that from the general approach, we need to ask ourselves how do we knock down barriers to get students in the door, and is this something that would make sense to try out at one or two campuses to see how it goes rather than making a change across all institutions right away. Dr. Minder affirmed that we absolutely could create a pilot to begin with.

In terms of streamlining the receiving of high school transcripts and related data, Regent Frederick asked if this is something that we should collaborate with the SD Department of Education (DOE) on. Dr. Minder affirmed that topic is something that she and staff have just recently begun working with the DOE on.

In closing, Dr. Minder will continue this work on the timeline she presented, have joint meetings with the other councils to continue to work through and discuss policy change, and will aim to have a policy revision brought forward to the Board possibly in December 2023.

A copy of the Admission Policy Enhancements can be found on pages ____ to ____ of the official minutes.

4-H Credit for Prior Learning Enhancement to Transfer Policy

Dr. Janice Minder, System Vice President for Academic Policy and Planning, stated that the objectives found in the Strategic Plan identify three (3) major topical strategies to increase enrollments across the system. FAFSA completion of high school students, traditional high school student matriculation, and transfer student policy. As the system continues to identify additional tasks to strive toward enrollment initiatives, a new board policy on prior credit/transfer policy will provide additional success strategies for enrollment.

BOR Policies 2:5, 2:5:1, 2:5:2, and 2:5:3 on seamless transfer were enhanced in August 2022 to support internal Regental system transfers, increase partnerships with the South Dakota technical colleges and community colleges, and allow for the transfer of students that have international or other forms of accreditation.

BOR Policy 2:5:4 was not enhanced in August 2022 with the other transfer policies and has since been evaluated by cross-functional, cross-system stakeholders. This system workgroup discussed policy needs and best practices. Each committee member researched a particular area and reported to the full workgroup. The drafting of the enhancements of this policy will follow the needs analysis phase. A draft policy has been developed and is currently being vetted by the campuses. The Academic Affairs Council (AAC) will meet at their August 2023 Retreat to further discuss the workgroup findings. A policy draft is expected as early as October and December of 2023 to the Board of Regents

As these policy enhancements continue to be discussed and vetted at the institutional level either through the workgroup or through AAC, the Board may want to consider the following: 1) Post-Traditional Student Demographics; 2) Competitiveness of Prior Learning Policies; 3) Military Experience and Workforce/Industry Experience; 4) Certifications [nationally supported and industry supported]; and, 5) Mission of the University – Comprehensive Regional, Special Focus, and Research.

President Gestring noted that Dr. Minder did a good job of capturing the demographics in the agenda item. President Dunn noted that moving in this direction would be great, but we need to acknowledge that this would be a lot of work for individuals on campuses. Regent Rave agreed and noted that it would not be expected by the Board that something like this could be implemented fast and the Board knows that it would be an investment to implement this type of policy change. Dr. Minder will continue working on the draft policy enhancements on this topic with the goal of bringing forward a draft for review by the Board in October or December 2023.

A copy of the Credit for Prior Learning Enhancement to Transfer Policy can be found on pages ____ to ____ of the official minutes.

4-I Workforce Development & Apprenticeship/Internship Opportunities

Dr. Janice Minder, System Vice President for Academic Policy and Planning, joined by Dr. Pam Carriveau, System Associate Vice President for Academic Programming, stated that workforce development plays a large role in the Board of Regents' Strategic Plan and intersects multiple strategic goals. Within the goal of Access and Affordability as discussed in the earlier item 4-H, Workforce development and apprenticeship opportunities should be coupled with credit for prior learning/access. The areas that will be most comparable to apprenticeship activities would likely include both Military/Published Guide Experience and Portfolio Analysis. EAB identified that workforce development is important for rural students. In addition, EAB shared that workforce development approved through credit for prior learning reduces barriers for post-traditional student learners. This is evident in the Teacher Apprenticeship Pathway pilot that was approved by the Department of Education with the Department of Labor and Regulation and the Board of Regents. In this example, 91 students who were admitted may earn previous college credit through the transfer policy and, if applicable, may receive credit for prior learning due to their workplace experience.

Executive Director, Nathan Lukkes, met with Department of Labor and Regulation (DLR) Secretary, Marcia Hultman, to share and collaborate between the Board of Regents and the DLR.

The two entities will work together on critical workforce needs including Education, Healthcare, and other needed industries defined by the DLR.

As the Regental system continues to partner with the Department of Labor and Regulation, the critical workforce initiatives identified by the Board of Regents' Strategic Plan includes Teacher Education, Nursing/Healthcare, Business, and STEM fields. The two major initiatives for 2022-2023 included both teacher education and nursing. Programming enhancements were approved for both the education and nursing fields. The partners engaged in these initiatives included various universities, technical colleges, state departments, etc.

As work continues in this area, President Nichols noted that she would encourage further exploration of zero credit / no credit apprenticeship opportunities.

A copy of the Workforce Development & Apprenticeship/Internship Opportunities can be found on pages ＿＿ to ＿＿ of the official minutes.

4-J Program Productivity

Dr. Janice Minder, System Vice President for Academic Policy and Planning, stated that the information provided in this item is mostly informational for new Board members to bring them up to date and in preparation for discussions that will take place at the October BOR meeting.

A copy of the Program Productivity can be found on pages ＿＿ to ＿＿ of the official minutes.

WEDNESDAY, AUGUST 2, 2023

The Board reconvened in public session at 9:00 a.m.

5-A Report and Actions of Executive Session

Regent Morrison reported that the Board dissolved into Executive Session at 10:15 a.m. on Monday, July 31, to consult with legal counsel and discuss personnel matters, pending and prospective litigation, contractual matters, and marketing or price strategies by a board of a business owned by the State when public discussion may be harmful to the competitive position of the business, before recessing at the conclusion of the day.

The Board reconvened in Executive Session at 9:00 a.m. on Tuesday, August 1, to continue discussing the earlier referenced matters before rising from Executive Session at 12:00 p.m. to resume the regular order of business.

While in Executive Session, the Board discussed the matters just described, which included certain recommended actions as set forth in the Secretary's Report and other matters permitted by law.

IT WAS MOVED by Regent Morrison, seconded by Regent Roberts, to approve the recommended actions as set forth in the Secretary's Report and that it publish said Report and official actions in the formal minutes of this meeting. Motion passed.

A copy of the Secretary's Report can be found on pages ____ to ____ of the official minutes.

5-B Public Comment

There were no public comments.

CONSENT AGENDA

IT WAS MOVED by Regent Roberts, seconded by Regent Frederick, to approve consent agenda items 6-A through 6-I as presented. Motion passed.

Academic and Student Affairs – Consent

6-A Graduation Lists

Approve the attached BHSU, NSU, SDSU, and USD graduation lists contingent upon the students' completion of all degree requirements.

A copy of the Graduation Lists can be found on pages ____ to ____ of the official minutes.

6-B(1) BOR Policy 2:6 – System Academic Year/Academic Calendar (Second Reading)

Approve the second and final reading of the new proposed BOR Policy 2:6 – System Academic Year/Academic Calendar, as presented.

A copy of the BOR Policy 2:6 – System Academic Year/Academic Calendar (Second Reading) can be found on pages ____ to ____ of the official minutes.

6-B(2) BOR Policy 2:29 – Academic Program Student Credit Hour Requirement (First and Final Reading)

Approve to (1) waive the two-reading requirement of By-Laws Section 5.5.1, and (2) approve the first and final reading of the proposed revisions to BOR Policy 2:29 – Academic Program Student Credit Hour Requirement, as presented.

A copy of the BOR Policy 2:29 – Academic Program Student Credit Hour Requirement (First and Final Reading) can be found on pages ____ to ____ of the official minutes.

6-B(3) BOR Policy 2:32 – Definition and Assignment of Credit Hours (Second Reading)

Approve the second and final reading of the proposed revisions to BOR Policy 2:32 – Definition and Assignment of Credit Hours, as presented.

A copy of the BOR Policy 2:32 – Definition and Assignment of Credit Hours (Second Reading) can be found on pages ____ to ____ of the official minutes.

6-C New Program Request – DSU – Minor in Video Production

Authorize DSU to offer a minor in Video Production, as presented.

A copy of the New Program Request – DSU – Minor in Video Production can be found on pages ____ to ____ of the official minutes.

6-D New Site Request – NSU – AS in Business Administration (Online)

Approve NSU's new site proposal to offer the AS in Business Administration online, as presented.

A copy of the New Site Request – NSU – AS in Business Administration (Online) can be found on pages ____ to ____ of the official minutes.

6-E Inactive Status & Program Termination Requests – NSU & USD

Approve the program termination and inactivation requests from NSU and USD, as presented in Attachments I and II.

A copy of the Inactive Status & Program Termination Requests – NSU & USD can be found on pages ____ to ____ of the official minutes.

6-F Articulation Agreements – SDSU

Approve the articulation agreement between South Dakota State University and Ogalala Lakota College (OLC) and the revised articulation agreement between South Dakota State University and Western Dakota Technical College (WDTC), as presented.

A copy of the Articulation Agreements – SDSU can be found on pages ____ to ____ of the official minutes.

6-G Agreement on Academic Cooperation – SDSMT

Approve South Dakota School of Mines and Technology's agreement on academic cooperation, as presented.

A copy of the Agreement on Academic Cooperation – SDSMT can be found on pages ____ to ____ of the official minutes.

Budget and Finance – Consent

6-H New BOR Policy – Sanctions, Exclusion, and Debarment Screening, and Revised BOR Policies 4:47 – Background Checks, 4:48 – Export Controls, and 5:4 – Purchasing (Second Reading)

Approve the second and final reading of new BOR Policy 4:50 – Sanction, Exclusion, and Debarment Screening, repeal and replacement of BOR Policy 4:47, and revisions to BOR Policies 4:48 and 5:4, as presented.

A copy of the New BOR Policy – Sanctions, Exclusion, and Debarment Screening, and Revised BOR Policies 4:47 – Background Checks, 4:48 – Export Controls, and 5:4 – Purchasing (Second Reading) can be found on pages ____ to ____ of the official minutes.

6-I City of Madison Easement – DSU

Approve and adopt the Resolution set forth in Attachment I, requesting the Commissioner of School and Public Lands to proceed with the easement as stated therein.

A copy of the City of Madison Easement – DSU can be found on pages ____ to ____ of the official minutes.

Routine Informational Items – No Board Action Necessary

6-J Interim Actions of the Executive Director

A copy of the Interim Actions of the Executive Director can be found on pages ____ to ____ of the official minutes.

6-K Building Committee Report

A copy of the Building Committee Report can be found on pages ____ to ____ of the official minutes.

6-L Intent to Plan Requests

A copy of the Intent to Plan Requests can be found on pages ____ to ____ of the official minutes.

6-M Discipline Council Reports

A copy of the Discipline Council Reports can be found on pages ____ to ____ of the official minutes.

ACADEMIC AND STUDENT AFFAIRS

7-A OurDakotaDreams Initiative Update

Molly Weisgram, System Academic Grants Program Manager, provided an update on the recent activity within the OurDakotaDreams initiative, which is part of a coalition between the Board of Regents, SD Department of Education, SD Department of Labor, SD Technical Institutes, and Mapping Your Future. The Our Dakota Dreams brand is being used to promote college preparation activities such as the free college application period (free applications to state colleges and universities in October-November 2023) and completion of the federal student aid application (FAFSA).

Additionally, the enhanced Our Dakota Dreams website, which was launched June 2023, provides several resources for students, families, and educators. These include grade-by-grade college preparation checklists, cost of college and financial aid information, a statewide scholarship bulletin board, college and career exploration resources, FAFSA completion supports, and more.

A copy of the OurDakotaDreams Initiative Update can be found on pages ____ to ____ of the official minutes.

7-B Revised BOR Policy 2:23 – New Programs, Program Modifications, Curricular Requests, and Inactivation/Termination; and New BOR Policy 2:22 – System Course and Curriculum Governance (First Reading)

Dr. Janice Minder, System Vice President for Academic Policy and Planning, joined by Dr. Pam Carriveau, System Associate Vice President for Academic Programming, stated that the Board of Regents staff have started to implement a new policy software. As the system academic affairs office continues to vet and review BOR policies and links to the guidelines for this implementation, there will be some adjustments needed for policies. The proposed revisions to BOR Policy 2:23 serve to create a separate policy on programming and separating it from curriculum requests. There are no substantive changes to this policy outside of moving the curriculum from BOR Policy 2:23 and migrating it to the new BOR Policy 2:22.

IT WAS MOVED by Regent Brown, seconded by Regent Roberts, to approve the first reading of the proposed revisions to BOR Policy 2:23 and new BOR Policy 2:22, as presented. Motion passed.

A copy of the Revised BOR Policy 2:23 – New Programs, Program Modifications, Curricular Requests, and Inactivation/Termination; and New BOR Policy 2:22 – System Course and Curriculum Governance (First Reading) can be found on pages ____ to ____ of the official minutes.

ADJOURNMENT

IT WAS MOVED by Regent Roberts, seconded by Regent Brown, to adjourn the meeting. Motion passed.

The meeting adjourned at 9:30 a.m.

Secretary's Executive Session Report

The Board convened in Executive Session pursuant to the vote of the majority of the Board present and voting at its public meeting on <u>Monday, July 31st, 2023</u>, in accordance with SDCL 1-25-2 to discuss matters authorized therein. On August 2nd, the Board will meet in open session to discuss and take official action on the matters set forth below, all other matters discussed were consistent with the requirements of SDCL 1-25-2, but no official action on them is being proposed at this time.

Recommended Actions:

3-E.   Authorize the General Counsel to proceed with the legal matter(s) within the parameters discussed.

3-G.   Approve the compensation adjustments and appointments as outlined in Attachment I.

3-H.   Approve the evaluation letter for President Dunn as presented.

3-I.   Approve the request to grant tenure as an Associate Professor to Dr. Ananda Nanjundaswamy (SDSU).

3-J.   Accept the findings, conclusions, and order set forth in the proposed decision of the Office of Hearing Examiners as presented, issue the Final Decision of the Board associated therewith, and direct Legal Counsel to proceed with noticing and/or taking any action necessary and appropriate to effectuate the same.

3-K.   Approve the resolutions requesting the grant of easements and associated Joint Powers Agreement in substantially similar form to those presented, subject to final approval of the Executive Director of the matters discussed.

SOUTH DAKOTA STATE UNIVERSITY						
Name	Title	Effective date	Job Change Reason	Requested Salary	Previous Salary	% Increase
Janet Miller	Researcher IV	7/22/2023	Reclassification	$66,121.00	$60,110.00	10.0%
Name	Title	Effective date	Job Change Reason	Requested Salary	Previous Salary	% Increase
Michael Kilber	Deputy Chief - UPD	6/22/2023	Targeted adjustmnet	$99,900.00	$80,784.00	23.7%