

SOUTH DAKOTA BOARD OF REGENTS

Academic and Student Affairs
Consent

REVISED
AGENDA ITEM: 6 – G
DATE: July 31 – August 2, 2023

SUBJECT

Agreement on Academic Cooperation – SDSMT

CONTROLLING STATUTE, RULE, OR POLICY

[BOR Policy 5:3](#) – Agreements and Contracts

BACKGROUND / DISCUSSION

BOR Policy 5:3 requires board action on a range of items including “Affiliative agreements and other agreements that provide for joint sponsorship of educational programing for which credit shall be awarded.” To comply with this requirement, South Dakota School of Mines and Technology (SDSMT) seeks approval to enter the agreement with China University of Mining and Technology – Beijing, located in Beijing, China.

IMPACT AND RECOMMENDATION

The agreement will allow students who have attended China University of Mining and Technology – Beijing for two years to transfer to SDSMT and earn a bachelor’s degree. Board staff recommends approval.

ATTACHMENTS

Attachment I – Agreement on Academic Cooperation – SDSMT

DRAFT MOTION 20230731_6-G:

I move to approve South Dakota School of Mines and Technology’s agreement on academic cooperation, as presented.

**Agreement Between
South Dakota School of Mines & Technology
and
China University of Mining and Technology, Beijing**

Overview

Under this program, students will attend China University of Mining and Technology, Beijing (CUMTB) for two years, then transfer to the South Dakota School of Mines & Technology (South Dakota Mines) for two or more years, where they will have the opportunity to earn a bachelor's degree at South Dakota Mines.

Student Requirements

1. Students must apply for admission and meet the normal transfer admission requirements of South Dakota Mines, as documented on the International Admissions webpage.
2. The student must have the endorsement of CUMTB.
3. Students seeking a degree at South Dakota Mines must demonstrate English proficiency by taking the TOEFL, IELTS, or other acceptable English proficiency test in China and meet the requirements as specified on the South Dakota Mines “English Proficiency” webpage. Applicants with scores below the minimum will be considered on an individual basis.
4. Students must be degree-seeking, pursuing a Bachelor of Science degree at South Dakota Mines and have a minimum of one major declared.

South Dakota Mines agrees to:

1. Accept students from CUMTB if they:
 - a. apply for admission to South Dakota Mines, and
 - b. meet the normal transfer requirements of South Dakota Mines, and
 - c. are endorsed by CUMTB.
2. Provide an orientation program for the first semester to integrate the students into American university life.
3. Provide all necessary paperwork for students to apply for an F-1 student visa, in addition to email-based help and advising with the visa and immigration process.
4. Work with CUMTB to identify courses that will transfer to South Dakota Mines. The number of transfer credits may be up to a maximum of 50% of the credits required for the South Dakota Mines degree program.

CUMTB agrees to:

1. Select students who meet Chinese university admissions standards, who are proficient in English, and who are expected to do well in the program.
2. Advise students that they are expected to finish their degrees at South Dakota Mines.
3. Provide students with foundational and discipline-specific courses as detailed in the first four semesters of CUMTB curricula.
4. Make known to students, prior to their application, the requirements and elements of the program they are applying to, as described in the South Dakota Mines university catalog.
5. Provide students with the opportunity to take the Test of English as a Foreign Language (TOEFL), International English Language Testing System (IELTS) or other acceptable

English proficiency exam. Information is available on the South Dakota Mines web site for international applicants.

6. Provide official transcripts in Chinese with an official translation in English. South Dakota Mines requires that official transcripts must be sent directly to South Dakota Mines from CUMTB. CUMTB may send multiple student transcripts directly to South Dakota Mines in one package, as long as the package is sent directly from CUMTB to South Dakota Mines. Students may not handle the transcripts in any manner. Transcripts sent by students to South Dakota Mines will not be accepted as official.

Students who are admitted to South Dakota Mines:

1. Must meet or exceed requirements for financial self-support so South Dakota Mines may issue supporting documents for the U.S. visa application to the student. This includes tuition and fees, health insurance and living expenses.
2. Will be subject to the rules, regulations, and disciplinary policy of South Dakota Mines.
3. Are required to enroll in the Major Medical Hospitalization/Surgical Insurance Plan approved by the South Dakota Board of Regents (BOR). No outside insurance policies will be accepted as substitutes for the BOR policy.
4. Are REQUIRED to have two MMR (measles, mumps, & rubella) immunizations. This is mandated by South Dakota state law; there are NO EXCEPTIONS to this requirement. Any students who are not in compliance, will be required to withdraw from South Dakota Mines. Two rubella or two rubeola immunizations are not a substitute for the MMR.

Miscellaneous

The original agreement of July 2011 and this supplement constitute the entire agreement between the Parties with respect to the MOU described, and any prior or contemporaneous representations or agreements, either oral or written, are hereby superseded. No amendments or changes to this agreement shall be effective unless made in writing and signed by authorized representatives of the parties.

Any problem arising from the student exchange and degree completion projects will be resolved through discussion between the two universities. This agreement remains valid and is subject to the terms of the MOU between the Universities effective July 2011.

This agreement and any implementing memoranda may be terminated:

- a) By either party, without cause, giving six months notice.
- b) In the event a party materially breaches this agreement, the non-breaching party shall give written notice of such breach or default. The breaching party will then have thirty (30) days from the date of receipt of such notice to cure such breach. If the breaching party fails to cure such breach within 30 days, the non-breaching party may, without prejudice to any other remedies available to it hereunder or by law or otherwise, terminate this agreement effective immediately by giving the breaching party written notice to that effect.

Termination does not impair rights already accrued under the agreement.

Any notice required to be given under this Exchange Agreement shall be in writing delivered to the Parties as follows:

- a) China University of Mining and Technology, Beijing:
 - Ms. Ying Yang
 - Director, International Cooperation and Exchange Office
 - China University of Mining and Technology, Beijing
 - Xueyuan Road, Haidian District
 - Beijing 100083, People's Republic of China
- b) South Dakota School of Mines and Technology, USA:
 - Ms. Susan Aadland or Ms. Beth Riley
 - Ivanhoe International Center
 - South Dakota School of Mines and Technology
 - 501 E. Saint Joseph Street
 - Rapid City, South Dakota, 57701 USA

This agreement is to be regarded as binding in both this and its Chinese version.

**Signed on behalf of
China University of Mining and Technology,
Beijing
by**

**Signed on behalf of
South Dakota School of Mines & Technology
by**

**GE Shirong, Ph.D., Professor
President**

**Jim Rankin, PhD, PE
President**

Date: _____

Date: _____