

Minutes
OHIO BOARD OF REGENTS
Warren, Ohio
May 18, 2000

CALL TO ORDER AND ROLL CALL

The meeting was called to order by the Chair, Tahlman Krumm, Jr.

The roll was called by the Secretary, Gerald H. Gordon. Those present were:

Edmund J. Adams	Tahlman Krumm, Jr.
Jeanette G. Brown	Gerald M. Miller
Gerald H. Gordon	Thomas W. Noe

Regent Gordon stated "the record should show that notice of this meeting has been given in accordance with provisions of the Board of Regents' Rule 3333-1-14, which rule itself was adopted in accordance with Section 121.22(F) of the Ohio Revised Code and of the State Administrative Procedures Act."

CONSIDERATION OF MATTERS RELATED TO THE AGENDA (ITEMS MAY BE AMENDED, ADDED TO OR DELETED FROM THE AGENDA AT THE DISCRETION OF THE BOARD)

Regent Krumm: Agenda item 6.7 will be dealt with separately under items recommended for Board action. Items 6.1 through 6.6, and Items 6.8 and 6.9 will be dealt with in the usual way by consent.

APPROVAL OF THE MINUTES OF APRIL 11, 2000 and MAY 11, 2000

A motion was made by Regent Noe to approve the Minutes of the April 11, 2000, meeting of the Board. Regent Brown seconded the motion and it was unanimously passed.

A motion was made by Regent Miller to approve the Minutes of the May 11, 2000, meeting of the Board. Regent Brown seconded the motion, and requested the following correction to the Minutes, on page 2:

From: Regent Brown requested appending the document Consideration of Campus Requests for Exemptions to Fee Caps for "Exceptional Circumstances" to the Minutes to serve as **guidelines** for the future.

To: Regent Brown requested appending the document Consideration of Campus Requests for Exemptions to Fee Caps for "Exceptional Circumstances" to the Minutes to serve as **reference** for the future.

The amended Minutes of the May 11, 2000, meeting were unanimously approved.

COMMITTEE REPORTS AND SUMMARY OF DELIBERATIONS

Initiatives Committee – Regent Gordon: The Committee discussed several items on the agenda for Board approval today, including degree programs at Belmont Technical College, Cuyahoga Community College and the University of Cincinnati. Other items discussed were the Hayes Investment Fund Supplemental Awards, release of funds to the Ohio Learning Network, and a request by the University of Phoenix to operate in Ohio.

The Committee discussed five two-year degree programs proposed for Board action in June. In addition, several degree name and title changes were proposed. The Committee has requested information on the need for Board approval of degree name and title changes.

The Committee heard reports on Gear Up, the K-12 initiatives, Workforce Development, and the Review of Doctoral Engineering programs.

Communications Committee – Regent Noe: Vice Chancellor Mackey, Mike Brown and Chancellor Chu updated the Committee on the Statewide Marketing Campaign. This program is moving forward and is expected to be ready by the end of June.

The Committee heard a very informative presentation from Ron Kirksey, the Director of Media Relations at Kent State University. Mr. Kirksey shared several new publications and outreach ideas that Kent State is undertaking. Kent State University's marketing initiatives are impressive. This marketing endeavor is a model that a lot of institutions could emulate.

Vice Chancellor Mackey updated the Committee on various legislative activities such as the passing of the Capital Bill as well as Senate Bill 286. Vice Chancellor Mackey also discussed the preparation of a fact book for state and national legislative candidates.

Mike Brown updated the Committee on current media events including the Gear Up program; teaching/learning initiatives; and the education leadership forum. An annual report and Regents' profile will be ready for general distribution by the end of June.

Resources Committee – Regent Miller: The Committee heard reports on Owens-Findlay long-term capital plans; the consultation relating to the operating budget development, including instructional subsidy consultation; the Higher Education Funding Commission; and an interesting item called "Making the Case for IT Resources."

June action items were reviewed. Included are a Joint Use Agreement for Cleveland State University and the Cleveland Clinic; an Amended Joint Use Agreement between Rio Grande Community College and Meigs County Community Improvement Committee; the release and distribution of \$1 million in FY 2000 Technology Appropriations; consideration of the Six-Year Capital Plan; and Ohio University's request to build additional student housing.

The Committee reviewed and recommended approval of Controlling Board items for May.

Ohio State University's request for approval of a fee increase for exceptional circumstances was discussed at length. The discussion brought out some philosophical issues as well as some practical issues for Ohio State University. State law authorizes the Regents to deal with exceptions to the imposed fee caps; that is, they can be modified only by approval of this Board for exceptional circumstances.

There are two issues here. First, is the idea of fee caps, which many of our Board members believe are an artificial barrier to effective education. Second, the Regents believe we have a structural problem in the state with fee caps that we must work together to overcome. Ohio State University presented a strong case for their particular situation including a transformation in mission and exploding technology needs. Additionally, they provided a comprehensive description of how the fee cap provision affects them.

President Kirwan presented a careful and succinct case for removal of the fee caps in this particular case. On the other hand, the legal provision which states that the Board can only do this in exceptional circumstances is a significant barrier. The sense of the Committee was that given the opportunity many campuses could present similar exceptional circumstances with regard to technology needs. The fear then is that we have done away with the intent of the law itself which requires exceptional circumstances.

The result of the meeting is that the Committee recommended that we deny this particular request as it was presented.

Performance Committee – Regent Adams: The Committee discussed the Graduate Funding Commission study and different ways to fund graduate education, including law schools. Senior Vice Chancellor Filipic reported on several items, including a contract with Dr. Howard Gauthier to update information on market penetration of community colleges. Dr. Filipic also reported on a contract with Case Western Reserve University to analyze migration of recent science and engineering graduates; reported on a signed agreement with employment Services to permit a match of enrollment in Ohio employment data; and reported that the Regents are ready to sign an agreement with AICUO to facilitate voluntary participation of independent colleges and universities in the Higher Education Information System. The Committee received a status report on the Governor's annual performance report. A draft review of the performance report is expected to be ready for Committee review at the June meeting.

Evaluation Committee – Regent Brown: The personnel item on today's agenda is recommended for approval.

Regent Krumm: By consent agenda, items 6.1 through 6.6 and items 6.8 and 6.9 will go forward to the Board for approval. Agenda item 6.7 will be separated out for discussion.

Consent Request – A motion was made by Regent Noe to approve agenda items 6.1 through 6.6 and 6.8 and 6.9. Regent Brown seconded and motion and it was unanimously passed.

- 6.1 Belmont Technical College, Associate of Applied Science in Indoor Air Quality
- 6.2 Cuyahoga Community College, Associate of Applied Science in Deaf Interpretive Services
- 6.3 University of Cincinnati, Bachelor of Science in Computer Science Technology
- 6.4 Distribution and release of Hayes Investment Fund Supplemental Awards
- 6.5 Distribution and release of funds to the Ohio Learning Network
- 6.6 Request by the University of Phoenix to operate in Ohio
- 6.8 Requests to the Controlling Board for the period April 1, 2000 through April 30, 2000
- 6.9 Personnel Actions

Agenda Item 6.7 – Ohio State University request to increase fees above the 6% fee cap to provide additional technology resources.

Regent Krumm - Regent Miller has already reported on the action of the Resources Committee. Because we met on this issue last week as a committee of the whole, we should meet and resolve the issue again as a committee of the whole, which is why we are dealing with this issue separately. Regent Miller's account of the proceedings of the meeting are absolutely accurate.

The discussion was useful, and there is obviously a philosophic difference over the question of 'exceptional.' I could not bring myself to regard this as exceptional, although the issue of technology is an endemic issue. It is a terribly important issue for every college in this state. In the last budget, there were sufficient dollars to award every two students one mouse, which is not an intelligent approach to a serious problem. The Board felt that almost every university in Ohio could have made exactly the same argument, with some differences. We recognize Ohio State's problem, and it does have a serious problem. Its funding is not consistent with its mission. Part of that has to do with history. Part of it has to do with the fee cap which most of us are not in favor of because it essentially creates a very artificial world in which there is always dispersed accountability – which is a big problem – and it does prevent institutions that do have a specific mission often from achieving that mission. This simply does not make sense and it is not in the best interests of the state, nor is it in the best interest of the institution.

Regent Krumm called for a motion to endorse the finding of the Committee to reject the request.

A motion was made by Regent Noe to endorse the finding of the Committee to reject the Ohio State University request to increase fees above the

6% fee cap to provide additional technology resources. Regent Adams seconded the motion.

Discussion:

Regent Miller – At the close of President Kirwan’s remarks to the Committee, he suggested that if, in fact, we did not approve this request, perhaps we would commit to working together to correct the inherent problems. I totally agree with him. The Board needs to address the real problem and work on the structural problems such as fee caps that constrain the market from working. Many of our institutions do not take advantage of what they are allowed to do in raising tuition and fees. That is evidence that we do not need these fee caps, because the market-place will set them and the institutions will respond to their markets if we let them alone. I recommend we respond to President Kirwan’s request.

Regent Brown – I commend Ohio State University on the information we received, which very thoughtfully responded to the questions we asked in our May 11th meeting. Although, we did not find it persuasive, we certainly sympathize with the need. The Regents recognize technology as a major issue for the state. I, too, endorse that we fix the problem.

Regent Krumm – We have a motion and a second to endorse the finding of the Committee to reject the Ohio State University request to increase fees above the 6% fee cap to provide additional technology resources. Regent Adams seconded the motion and it was unanimously passed.

RESOLUTION 2000-113
Agenda Item 6.1

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Initiatives Committee of the Ohio Board of Regents that the following new degree program is approved:

Belmont Technical College
Associate of Applied Science in Indoor Air Quality

RESOLUTION 2000-114
Agenda Item 6.2

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Initiatives Committee of the Ohio Board of Regents that the following new degree program is approved:

Cuyahoga Community College
Associate of Applied Science in Deaf Interpretive Services

RESOLUTION 2000-115
Agenda item 6.3

BE IT RESOLVED: upon the recommendation of the Chancellor and with the concurrence of the Initiatives committee of the Ohio Board of Regents that the University of Cincinnati Bachelor of Science (B.S.) degree in Computer Science Technology be approved.

RESOLUTION 2000-116
Agenda Item 6.4

WHEREAS, the Governor of the State of Ohio and the Ohio General Assembly have provided support for the Action and Investment funds; and

WHEREAS, the 122nd Ohio General Assembly has appropriated funds for the 1999-2000 fiscal years to be distributed by the Board of Regents for the purpose of building the research infrastructure on Ohio universities, to improve the competitiveness of Ohio universities in attracting external funding, and to enhance Ohio's industrial competitiveness; and

WHEREAS, Ohio's research colleges and universities were invited to submit proposals for loans or grants in statewide competition for Hayes Investment Fund awards, and the universities responded with outstanding proposals which met the established criteria; and

WHEREAS, a panel of nationally distinguished external evaluators, following a careful and thorough review of submitted projects have recorded their evaluations and submitted their recommendations to the Ohio Board of Regents;

NOW, THEREFORE,

BE IT RESOLVED: upon the recommendation of the Chancellor, and with the concurrence of the Initiatives Committee, that Hayes Investment Fund awards be made in accordance with the list attached and made a part hereof; and

BE IT FURTHER RESOLVED: that the Ohio Board of Regents expresses its gratitude to the Governor and the Ohio General Assembly for their foresight in ensuring the enhancement of excellence in Ohio's academic research programs, and further extends its sincere compliments to each university with a project considered; and

BE IT FURTHER RESOLVED: that the Ohio Board of Regents recognizes with appreciation the valuable contribution of the distinguished scholars, researchers, academic, and industry leaders who served on the external evaluation panel.

RESOLUTION 2000-117
Agenda Item 6.5

WHEREAS, there is a critical need to improve the basic mathematics and English skills of Ohio's citizens; and

WHEREAS, the Regents' staff have explored the research nationally in the use of Web-based courses as an efficient, effective and flexible model for strengthening these core skills; and

WHEREAS, the Ohio General Assembly made available funds for these purposes in line item 235-404 "College Readiness Initiative;"

NOW, THEREFORE,

BE IT RESOLVED: that \$1 million from the aforementioned line is transferred to the Ohio Learning Network (OLN) to contract for the development of Web-based education in basic mathematics and English. The Executive Director of the OLN will report to the Initiatives Committee on plans for major expenditures.

RESOLUTION 2000-118
Agenda Item 6.6

WHEREAS, the University of Phoenix has applied for authorization to offer courses and degrees in Ohio; and

WHEREAS, the staff of the Ohio Board of Regents, together with external consultants, have completed a detailed foundational review of the University's curricular and instructional models, and of allied academic and other resources; and

WHEREAS, consultants engaged by the Board's staff, having completed a site visit and reviewed materials, have concluded that the University of Phoenix meets the standards of Rule 3333-33-08 for the following degree programs:

- Bachelor of Science in Business with concentrations in Administration, Management, E-Business and Marketing
- Bachelor of Science in Information Technology
- Master of Business Administration (generic) and concentrations in Global Management and E-Business
- Master of Computer Information Systems

NOW, THEREFORE,

BE IT RESOLVED: that the University of Phoenix, subsequent to completion of other provisions of Ohio law, and in concordance with the "recommendations" listed in the attached report, "Site Visit to the University of

Phoenix, Orlando, Florida," is authorized to offer the above mentioned degrees at sites in the Cleveland and Dayton metropolitan areas for a period of two years from the date of the first offering of classes. Authorization is contingent on a successful staff evaluation at the end of the first year. Assuming that the University continues to meet standards, staff may approve new regional sites as requested.

RESOLUTION 2000-119
Agenda Item 6.8

BE IT RESOLVED: upon the recommendation of the Resources Committee of the Ohio Board of Regents, that the request for release of capital improvements funds received in the period April 1, 2000 through April 31, 2000, shown on the sheets attached hereto, are hereby approved and recommended for approval by the Controlling Board.

RESOLUTION 2000-120
Agenda Item 6.9

BE IT RESOLVED: upon the recommendation of the Chancellor that the following personnel action be approved:

APPOINTMENT

EFFECTIVE DATE

Susan Ackerman Murray

5/22/00

CHANCELLOR'S REPORT

It is a special pleasure to conduct our Board of Regents meeting on campuses throughout Ohio. This month, we are grateful for the gracious hospitality of Kent State University President Carol Cartwright and Dean David Allen of the Trumbull Campus. I am delighted that we are meeting in this wonderful, new facility dedicated to technology education.

On behalf of the Board, I would like to commend President Cartwright, Dean Allen, Dean Raj Chowdhury of the School of Technology and their staffs and faculty for providing cutting-edge technology education and business/industrial partnerships that students need to prepare for the 21st century workplace.

Thanks also to Dean Allen, President Cartwright, the Kent State-Trumbull leadership, the members of the Kent-Trumbull Advisory Board and community leaders for taking the time to meet with us last evening and providing a wonderful dinner and informative discussion on the special ties that this campus has to the particular needs of this community and region.

Thanks also to Ron Kirksey, Kent State's Director of Media Relations, for his presentation at our Communications Committee meeting and for setting up our media briefing here.

Thanks, finally, to President Ned Sifferlen of Sinclair Community College, who we will hear from shortly on an important initiative he is taking with the Dayton community.

Since our April Board meeting, the most significant news item has, of course, been the Ohio Supreme Court's decision on school funding. I am pleased that the court drew a clear distinction between simply providing more resources to K-12 education and providing resources in ways that will help students learn better. I am concerned, however, that some of our state's policy makers continue to keep separate their concerns of K-12 from higher education. As I will note in the next few items, higher education is a resource that must play a key role in changing K-12 education if our kids are to have any hope in improving their achievement levels.

Some news items: Governor Taft has asked our Chair, Regent Krumm, to serve with State Board of Education President Martha Wise and other education, business and community leaders on the Governor's Commission on Student Success. The Commission is addressing the needs for explicit standards and expectations for student achievement as the foundation for a strategy of alignment with curricula, assessment of student and school performance, and teacher education. It will be conducting its work throughout this year, culminating with a report to the Governor in December.

So in addition to the many hours that Regent Krumm devotes to Board activities and initiatives, he is contributing yet more of his time, knowledge, perspective and leadership to the state in these new responsibilities. His

contributions will be particularly valuable, given the need to inform and integrate the Commission's activities with those of the Joint Council of the State Board of Education and our Ohio Board of Regents, which, as you know, has been deeply engaged in defining Common Expectations of knowledge and skill the students should possess on exit from high school to be prepared for postsecondary education and the world of work.

On April 12th and 13th, the days immediately after the Joint State Board of Education/Ohio Board of Regents meeting in Marietta, Governor Taft convened a Higher Education Reading Summit in Columbus. Presidents, provosts, deans and faculty from Ohio's 50 education schools participated in this very well-attended meeting.

Governor Taft, State Superintendent Susan Zelman and I spoke at the Summit and challenged the attendees to focus on the education needs in teaching reading to our kids – and how our education schools are teaching teachers. The Summit is aligning higher education's efforts with the Governor's OhioReads initiative and our Joint Council Common Expectations initiative.

Governor Taft and Susan Zelman also joined me at a Statewide Arts, Sciences and Education Leadership Forum that the Ohio Board of Regents hosted this past Monday, May 15th. This was a gathering of provosts, Deans and faculty from arts and sciences and education colleges and departments throughout the state.

The forum was organized under the leadership of Associate Vice Chancellor Jon Tafel and Jane Fullerton who, on behalf of the Regents, had sought and were awarded a Title II grant from the U.S. Department of Education. The forum and grant are focused on ways to improve the quality of teacher education using a whole-university approach that has the commitment of arts and sciences together with education.

There is an awakening throughout Ohio and the nation that the education of our future and current teachers is of fundamental importance to the improvement of student achievement. Governor Taft challenged our universities to recognize that they have “no higher responsibility than the education of our future teachers.”

This is a national issue and Ohio's universities engaged in teacher preparation recognize their responsibility to ensure that their Arts and Sciences Colleges provide teachers with the content knowledge they need, while their Education Colleges address the pedagogical requirements, so the universities produce competent, caring and committed teachers. We look forward to the systemic revamping of teacher education in Ohio.

On May 4th, I welcomed and attended a regional meeting of the National Academy of Engineering held at Case Western Reserve University in Cleveland. With the National Academy of Sciences, the members of the National Academy of Engineering are nationally recognized scholars coming from academe and the private sector who advise the President and Congress on science and technology

policy. This was the first time the National Academy of Engineering has met in Ohio.

The presentations at the meeting focused in biotechnology, yet they were amazingly diverse. They highlighted the opportunity from synergy – of getting breakthroughs that can develop when scholars from different disciplines work collaboratively. One of the 51 Ohio members of the National Academy of Engineering told me that back in the 1980's, the NAE members, together with their counterparts from the National Academy of Sciences and Ohio's Eminent Scholars met with the Chancellor. I was delighted to learn of the talents of this group and have suggested to Dr. Glenn Brown, the Governor's Science and Technology advisor, that our state Technology Action Board, on which I serve, might tap this important resource, a resource that is truly a gathering of state treasures.

I'll close by noting that in a number of regional and national meetings that I've been attending, notably, a symposium at Stony Brook University on reinventing undergraduate education at research universities, a common theme has appeared. And that is the importance of inquiry based education in elementary, secondary, and higher education.

The Ohio Board of Regents is no stranger to inquiry based education. The Board's Project Discovery, funded several years ago by a National Science Foundation grant, highlighted the fact that elementary and secondary school students attain fundamentally better learning outcomes when taught using inquiry methods.

While Project Discovery and other initiatives in colleges and universities note the challenges in transforming the teaching skills from a rote learning/lecture approach to an inquiry based/research one, it is fundamental to the change from a teaching to learning paradigm.

As we continue to focus on improving student success at our K-12 and postsecondary levels and into the workforce, I foresee a true reinvention of education in Ohio, and it's coming quickly. It will be a challenging but exciting one that has the opportunity to help Ohio leapfrog other states in better fulfilling the capabilities of our human infrastructure.

ITEMS FOR DISCUSSION

- a. President Ned J. Sifferlen, Sinclair Community College, reported on A proposed Sinclair Community College Resource Center for out-of-school youths.
- b. Dean David A. Allen, Jr., Kent State University-Trumbull Campus, presented a Technology Plan for Kent State University-Trumbull Campus – "Where good minds and technology meet!"

OTHER BUSINESS

There being no further business to come before the Board, the meeting was adjourned.

The next meeting of the Board of Regents will be held on Thursday, June 22, 2000, at 1:30 p.m., at The University of Toledo, Toledo, Ohio.

Chair

Secretary

Date

Date

