

**KENTUCKY COUNCIL ON POSTSECONDARY EDUCATION
EXECUTIVE COMMITTEE MEETING**



September 15, 2024 – 4:30 p.m. ET
Hyatt Regency, 401 West High Street, Lexington, KY 40507 – Regency 3

- I. Call to Order and Roll Call**
- II. Approval of the Minutes**
- III. Staff Updates and Reports**
 - A. 2024 Postsecondary Education Trusteeship Conference
 - B. Kentucky State University Management Improvement Plan
 - C. Studies directed by Senate Joint Resolutions
 - D. President Report
- IV. Adjournment**

MEETING MINUTES

Draft for Approval by the Executive Committee on Sept 15, 2024

Who: Kentucky Council on Postsecondary Education
Meeting Type: Executive Committee
Date: June 21, 2024
Time: 8:00 a.m. CT
Location: Western Kentucky University, Jody Richards Hall, Room 219, Bowling Green, Kentucky

CALL TO ORDER

The Executive Committee of the Kentucky Council on Postsecondary Education met Friday, June 21, 2024, at 8:00 a.m. CT. The meeting occurred at Western Kentucky University in Bowling Green, Kentucky. Chair Madison Silvert presided.

ROLL CALL

All Committee members attended: CB Akins, Jacob Brown, Kellie Ellis, Karyn Hoover, Madison Silvert

Heather Faesy, CPE's senior associate for Board Relations, served as recorder of the meeting minutes.

APPROVAL OF THE MINUTES

The minutes of the March 28, 2024, Committee meeting were approved as distributed.

CPE BOARD MEETING DATES

Per KRS 164.011(9), the Council is required to meet quarterly but may meet more often upon the call of the chair. In order to conduct its business efficiently, the Council typically meets five times per year, and standing committees meet prior to each Council meeting.

Chair Silvert presented for approval the alternate Committee meeting date for November 2024 (from November 11 to November 15) and Committee and board meeting dates for 2025. Committee members discussed the various dates proposed for April 2025 and agreed upon the April 14 and 17 dates.

MOTION: Mr. Brown moved the Committee endorse for the full Council approval the rescheduled Committee meeting date of November 15, 2024, and the proposed and agreed upon 2025 meeting dates. Dr. Ellis seconded the motion.

VOTE: The motion passed.

KENTUCKY STATE UNIVERSITY (KSU) MANAGEMENT IMPROVEMENT PLAN REVISION

Mr. Travis Powell, Vice President and General Counsel presented the staff recommendations to KSU's management improvement plan (MIP) that included several deadline revisions to allow for additional time for completion. Substitutive changes were proposed for the following quarterly objectives:

- 4.15.1 – Revised to develop a Government Relations degree program with certificates to better meet the needs of state government.
- 6.06.1 – Revised to treat the online program model as a pilot, which will be evaluated after being in place for an academic year.
- 6.10.1 – Revised to evaluate the athletics program only.

The following changes were also proposed for the following monthly objectives:

- 5.01.02 – Revised to include the Land Grant Match program as a restricted grant fund.
- 5.01.03 – Remove requirement due to staffing issues; the requirements for a cash flow projection and monthly budget to actual reporting are still in place and are sufficient to meet this requirement.
- 5.02.04/5.02.05 – Extended deadline to allow more time for accurate reconciliations and reporting.
- 5.02.07/5.02.08 – Removed because they cannot be completed until all prior audits are complete; while it's anticipated that the FY 23 audit will be completed this summer and FY 24 in the fall, it will likely be late in the fiscal year before these can be accurately completed.
- 5.02.11 – Removed because no longer needed due to funds now being accounted for properly, and as the university intends to prepare a quarterly capital construction report for their board going forward.

MOTION: Mr. Brown moved the Executive Committee endorse for final Council approval the recommended revisions to KSU's Management Improvement Plan. Ms. Hoover seconded the motion.

VOTE: The motion passed.

COUNCIL BYLAWS REVISIONS

Mr. Powell presented the proposed revisions to the Council bylaws, based on feedback and discussion of the Executive Committee at its January meeting. Revisions proposed addressed:

- Clarification of attendance and participation expectations at meetings.
- Changes to the provision related to Committees, including:

- Removal of the chair as a voting member of all Committees.
- The expectation that each member serve on at least one standing committee.
- Removal of member term limits for Committee participation.
- Clarifying the makeup of the Executive Committee to include the standing committee chairs.
- Broadening the responsibility of the Executive Committee for items not in the jurisdiction of other Committees at the discretion of the Chair.
- Cleanup of clauses in Section VIII.A. related to the President to remove unnecessary statutory references and include a broader reference to the President's role in CPE's statutory compliance.
- Cleanup or removal of unnecessary language throughout the document.

MOTION: Rev. Akins moved the Executive Committee endorse for final Council approval the recommended revisions to Council bylaws, with an additional revision to section III.B.3 in which the word "shall" is changed to "may". Ms. Hoover seconded the motion.

VOTE: The motion passed.

CPE PRESIDENT UPDATE

President Thompson discussed the agency's work over the last year and how the agency will continue to evolve over the next year. Topics focused on the expanding initiatives, staff performance levels, and preparations for the next legislative session.

DELEGATION OF AUTHORITY REQUEST

This item was provided in the materials. It was not discussed during the meeting.

2024 TRUSTEESHIP CONFERENCE UPDATE

This item was provided in the materials. It was not discussed during the meeting.

COMMITTEE APPOINTMENTS

Chair Silvert discussed the appointments that will be made during the June 21, 2024, Council meeting.

ADJOURNMENT

The Executive Committee adjourned at 9:25 a.m., CT.

MEETING MINUTES

Draft for Approval by the Executive Committee on Sept 15, 2024

Who: Kentucky Council on Postsecondary Education
Meeting Type: Special-called Executive Committee meeting
Date: July 24, 2024
Time: 11:00 a.m. ET
Location: Virtual meeting via ZOOM

CALL TO ORDER

The Executive Committee of the Kentucky Council on Postsecondary Education met Wednesday, July 24, 2024, at 11:00 a.m. ET. The meeting occurred via ZOOM webinar. Vice Chair Elaine Walker and Chair Madison Silvert presided.

ROLL CALL

All Committee members attended: CB Akins (joined 10:05), Jacob Brown, Kellie Ellis, Karyn Hoover, Madison Silvert (joined 10:08), Elaine Walker

Heather Faesy, CPE's senior associate for Board Relations, served as recorder of the meeting minutes.

APPROVAL OF REGULATIONS FOR THE KENTUCKY AEROSPACE, AVIATION, AND DEFENSE INVESTMENT FUND

CPE staff attorney Sterling Crayton presented the two proposed regulations for the Kentucky Aerospace, Aviation, and Defense Investment Fund required after the passage of Senate Bill (SB) 127 (2024). At its June 21, 2024, meeting, the Council delegated authority to the Executive Committee to review and approve on its behalf the proposed regulations in order to meet the August 1, 2024, deadline.

Enacted during the 2024 session, SB 127 created the Kentucky Aerospace, Aviation, and Defense Investment Fund to enable CPE and aviation industry partners to match public and private dollars to award scholarships to eligible students and equipment grants to eligible aviation programs. The legislation required CPE to reserve at least 65% of the fund for eligible aviation scholarships and to define a process for establishing contractual partnerships as outlined in 13 KAR 6:010, Aviation Training Scholarships. The bill also requires CPE to reserve up to 35% of the fund for aviation program equipment grants and to establish a process to determine the criteria for issuance, as outlined in 13 KAR 6:020, Aviation Equipment Grants. Administratively, the bill directs CPE to promulgate regulations by August 1, 2024, and requires that CPE submit draft regulations to the Interim Joint

Committee on Education and the Interim Joint Committee on Transportation 30 days prior for comment and consideration.

Pursuant to the requirements of the bill, now codified in KRS 164.7011-.7021, members of the statutorily required committees were provided with draft regulations for review on June 28. Feedback was requested by July 29 in order to provide any necessary revisions to the draft regulations before the August 1 deadline. After filing, future presentations will be held with stakeholders to explain the regulations in August/September, a public comment period will commence upon filing and conclude on September 30, and a 90-day legislative committee review period will follow the ARRS review. Unless deferred or found deficient, the regulations will go into effect in December 2024 and each year the programs are in effect, a written report will be provided to the Council and statutorily required committees no later than December 1 of each year to include an analysis of the aviation scholarships and aviation equipment grants.

MOTION: Ms. Walker moved to approve the proposed regulations, 13 KAR 6:010, *Aviation Training Scholarships* and 13 KAR 6:020, *Aviation Equipment Grants*, and authorize staff to file with LRC accordingly. Mr. Brown seconded the motion.

VOTE: The motion passed.

2024-25 CPE AGENCY BUDGET

Ms. Leslie Brown, CPE Executive Director of Administrative Services presented the 2024-25 CPE Agency Budget. The enacted state budget for 2024-2026 (primarily HB 6, but also HB 1, and SB 91), along with CPE's 2025-26 biennial budget request provided the framework for the proposed 2024-25 agency budget. Budgeted figures for 2023-24 were included for comparison.

The committee asked questions of clarification regarding the pass-through funding for Simmons College and how CPE accounts for the unreimbursed remuneration associated with programs CPE is tasked to oversee and administer.

MOTION: Rev. Akins moved to approve the proposed 2024-25 CPE Agency Budget. Dr. Ellis seconded the motion.

VOTE: The motion passed.

ADJOURNMENT

The Executive Committee adjourned at 11:35 a.m., ET.