

112

1573

TENTATIVE MINUTES OF THE  
BOARD OF REGENTS OF HIGHER EDUCATION  
MONTANA UNIVERSITY SYSTEM

September 10, 1973  
Helena, Montana

The Board of Regents of Higher Education met at 10:00 a.m., Monday, September 10, 1973 in the conference room of the Office of the Commissioner of Higher Education, Helena, Montana.

The meeting was called to order by Chairman Ted James. The roll was called by the Secretary. Present were: Mr. John French, Mr. Gary Gallagher, Mr. T. T. Heberly, Mr. Lewy Evans, Jr., Mr. Wayne O'Brien and Mrs. Mary Pace.

On motion of Mr. Heberly, seconded by Mr. O'Brien, the minutes of the July 9, 1973 meeting were approved.

Mr. James announced that union delegations from Bozeman and Billings were scheduled to appear before the Regents at 2:30 p.m. and that the State Board of Education was scheduled to meet at 3:30 p.m. in the Governor's Reception Room in the Capitol.

It was also reported that the following items had been added to the agenda:

- Item 2-005-R0973, Policy Regarding Labor Negotiations, Montana University System
- Item 2-006-R0973, Authorization for Commissioner of Higher Education to Assist in Labor Negotiations, Montana University System
- Item 2-007-R0973, Increase in Extension and Continuing Education Fees, Montana University System
- Item 2-008-R0973, Policy Regarding Continuing Education, Extension and Summer Session Courses, Montana University System
- Item 2-101-R0973, Board Rate, University of Montana
- An addendum to Item 2-700-R0973, Staff, Eastern Montana College

The meeting opened with a discussion of the proposed by-laws for the Board of Regents but action was deferred until later in the day.

Item 2-901-R0973, Duties of the Commissioner of Higher Education, was approved on motion of Mr. O'Brien, seconded by Mrs. Pace. 157-3  
amended  
11-7-75

Item 2-902-R0973, Authorization for Commissioner of Higher Education 157

SEP 10 1973

to Create Inter-Unit Advisory Committees, Montana University System, was approved, as amended in the first line of the last paragraph to delete the word "and" after the word "presidents"; add a comma and the words "and students" after the word "faculty", on motion of Mrs. Pace, seconded by Mr. Gallagher.

During a short discussion regarding Item 2-001-R0973, Policy Statement 160-6 for Guidelines for Curriculum Proposals, Montana University System, Mr. James stated he felt the institutions should come to some mutual understanding with regard to curriculum proposals before they are brought before the Board. Mr. French stated that this was attempted in the past but proved to be most unsuccessful. It was then stated that the Commissioner should give the Board background information and his recommendations when these proposals are presented. The item was approved on motion of Mr. Gallagher, seconded by Mr. O'Brien.

After some discussion regarding whether or not Item 2-002-R0973, Policy 162 Regarding Distribution of Reports, Montana University System, should be revised so that it would pertain to more specific reports, the item was deferred for consideration at the next meeting, on motion of Mr. Evans, seconded by Mr. Heberly.

Item 2-003-R0973, Policy Regarding High School Honor Scholarships, 163 Montana University System, was approved on motion of Mr. Heberly, seconded by Mr. O'Brien.

Item 2-004-R0973, Organization of the Council of Presidents, Montana 164- University System, was approved on motion of Mr. O'Brien, seconded by Mr. Gallagher.

Item 2-700-R0973, Staff, Eastern Montana College, including the 166-6 addendum, was approved on motion of Mr. Heberly, seconded by Mr. O'Brien.

Item 2-701-R0973, Appointment of Member of the Security Department, 170 Eastern Montana College, was approved on motion of Mr. French, seconded by Mr. Heberly.

After considerable discussion regarding the feasibility of purchasing

113  
SEP 17 1973

the land described under Item 2-702-R0973, Purchase of Real Property, Eastern Montana College, Mr. Evans moved that the purchase price be negotiated further. Mr. Heikes stated that there had been a considerable amount of negotiating and the administration at Eastern felt this was the very best possible price. After further discussion Mr. Heberly made a substitute motion that the item be approved. The motion was seconded by Mr. Evans, with Mrs. Pace, Mr. O'Brien and Mr. Gallagher voting "no". Since this constituted a tie vote Mr. James also voted "no" and the item was deferred. The Board asked President Heywood to attempt to negotiate a lower price for the land.

Item 2-500-R0973, Staff, Montana College of Mineral Science and Technology, was approved as amended to add "Associate Professor" to George C. Wang, on motion of Mr. Heberly, seconded by Mr. O'Brien.

Item 2-501-R0973, Membership in the Northwest Regional Educational Laboratory, Montana College of Mineral Science and Technology, was approved on motion of Mr. O'Brien, seconded by Mr. Gallagher.

President McIntosh introduced the administrative vice president, business manager and admissions officer of Montana State University; also the student body president, a member of the student senate and the editor of the Exponent, student newspaper.

He then presented Item 2-200-R0973, Staff, Montana State University, and it was approved on motion of Mr. Heberly, seconded by Mr. O'Brien.

Item 2-201-R0973, Schedule of Charges for Career Placement Services at Montana State University, effective Autumn Quarter 1973, was approved on motion of Mrs. Pace, seconded by Mr. Heberly.

Item 2-202-R0973, Elimination of Yearbook Fee and Increase of Student Activity Fee, Montana State University, was approved as amended to add the words, "effective Fall Quarter, 1973" to the last sentence, on motion of Mr. O'Brien, seconded by Mr. Gallagher.

Item 2-300-R0973, Staff, Agricultural Experiment Station, was approved

on motion of Mr. French, seconded by Mrs. Pace.

SEP 10 1973

Item 2-400-R0973, Staff, Cooperative Extension Service, was approved 181-0  
on motion of Mrs. Pace, seconded by Mr. Heberly.

Item 2-401-R0973, Resolution Concerning the Death of Mr. Philip R. Wilson, County Agent, Cooperative Extension Service, was approved on motion 183  
of Mr. Heberly, seconded by Mr. Evans.

Item 2-800-R0973, Staff, Northern Montana College, was approved on 184  
motion of Mr. Heberly, seconded by Mr. Evans.

President Pantzer introduced the chairman of the Faculty Senate at the University of Montana, members of the Student Central Board, student chairman of the Student Union Building and the editor and news editor of the Kaimin, student newspaper.

He then presented Item 2-100-R0973, Staff, University of Montana, 185-9  
and it was approved on motion of Mr. O'Brien, seconded by Mrs. Pace.

Item 2-101-R0973, Board Rate, University of Montana, was approved on 193  
motion of Mr. Heberly, seconded by Mrs. Pace.

The problem regarding intercollegiate athletics was then discussed. Mr. James stated that this question would probably be studied by the Postsecondary Education Study Commission but some solution would have to be arrived at before they have had time to submit their report. President Pantzer explained the situation and stated he felt some decisions must be made about the future funding of athletics and that it should be more than simply an administrative decision on each campus. He stated that the University of Montana was operating their program at a deficit this year and he felt this could not continue another year.

President McIntosh stated they were facing much the same situation at Montana State University, although they were not actually operating at a deficit yet.

The discussion continued at length with most of the students commenting on their role with regard to the reduction of funding from the student activity

SEP 10 1973

fees. Dr. Keith McDuffie, Chairman of the Faculty Senate at the University of Montana, presented some of the views of the faculty, stating that most would like to see the program continued but in light of the reduced funding, they would like to see some priorities established, especially with regard to library holdings. He said he felt faculty would like to see intercollegiate athletics continued but not at the expense of academic programs.

Dr. Irving Dayton spoke for the faculty at Montana State University, stating that if the legislative appropriation for athletics in the university system stays constant, they view this as a direct competition with academics. He said they feel that what goes to athletics does not go to the library or to staff positions to serve students.

Mr. James asked the presidents if they were expecting the Regents to solve the problem. He said that perhaps the Legislature could be persuaded to fund the athletic program separately. President Pantzer stated that he had advised all of his athletic people not to do any recruiting until this problem is solved. Dr. Pettit stated the only thing to do would be to try to come up with an interim solution by the next meeting of the Regents. He said he felt the alumni and Century Club people should be involved, along with the presidents, students and faculty. He said there could be a problem with the Legislature earmarking revenue for this purpose since under the new constitution they may not have the authority to do this; also there would be danger that they might simply take from the academic budget in order to do this. He agreed to act as chairman if a committee were devised to study the problem. After considerable discussion, it was agreed that Dr. Pettit, working with Presidents Pantzer and McIntosh, should convene a committee and report to the next Board meeting.

The Board recessed at noon, to reconvene at 1:30 p.m.

The Board reconvened at 1:30 p.m. with the same members present.

The first item considered was the residency status appeal from Mr. Stephen Pray. Dr. Pettit reviewed the details, stating that the Executive

SEP 10 1973

Secretary of the University System had previously upheld the decision of the residency committee at Montana State University that Mr. Pray be classified as a non-resident for payment of fees and his recommendation would be that this decision be overruled. Mr. Evans so moved. The motion was seconded by Mr. O'Brien and carried.

The second appeal to be considered was that of Mr. Joseph Galligan. Dr. Pettit recommended that the Board uphold his decision and that of the residency committee at Montana State University that Mr. Galligan be classified as a non-resident for fee purposes. Mr. Heberly so moved. The motion was seconded by Mr. Gallagher and carried.

Dr. Pettit reported there were some other considerations with regard to the residency issue which would be presented at the October meeting, at which time the registrars and admissions officers would have more information regarding the kinds of problems they have to deal with.

The question of whether the Board should allow the use of alcohol on campus was discussed. Dr. Pettit stated there were actually two issues - 1) the consumption of alcohol in the privacy of students' rooms and 2) the sale of alcoholic beverages in the campus facilities. Mr. James invited comments from the students on the matter and it was reported that each unit had submitted plans for implementing the policy of students consuming liquor in the privacy of their rooms and that they had committees working on the feasibility of selling it on campus. Mrs. Pace moved that the Regents authorize students to consume alcoholic beverages in the privacy of their dormitory rooms and in the married student housing. Mr. Gallagher seconded the motion and it carried, with Mr. Heberly voting "no".

A student representative asked that the second issue be deferred until the next meeting of the Board. Mr. James stated this would be on the agenda for the October meeting.

Dr. Pettit asked the Board to consider whether they wished to retain

their membership in the Association of Governing Boards or to place membership in the American Council on Education. He said since the annual meetings and other benefits offered by the American Council on Education were much more beneficial and the dues were a considerable amount less, he would recommend that the Regents join this association. Mrs. Pace so moved. The motion was seconded by Mr. Gallagher and carried.

The matter of the transfer of funds for legislative audits was explained by Dr. Pettit. He said the Legislature, in passing House Bill 55, the University System appropriations bill, included in Section 15 an assessment against each unit and the central office to cover the costs of audits. Dr. Pettit recommended the following resolution and it was adopted on motion of Mr. Heberly, seconded by Mr. French:

THAT the Board of Regents agrees to provide for the transfer of funds to the legislative audit revolving account, consonant with the provisions of Section 15 of House Bill 55, 43rd Legislative Assembly. The funds, not to exceed \$127,500, shall be transferred only after receipt of an itemized statement from the legislative auditor upon the completion of the audits. The Board recognizes that the language in House Bill 55 pertains only to the Montana University System and not the community colleges. In voluntarily agreeing to this transfer of funds, the Board does not mean to divest itself of any constitutional authority or prerogatives it holds under Article X, Section 9 of the Constitution of the State of Montana.

See  
Amended  
Copy  
Oct. 19,  
1974

On motion of Mr. French, seconded by Mr. Heberly, Item 2-007-R0973, Increase in Extension and Continuing Education Fees, Montana University System, was approved.

194

Item 2-008-R0973, Policy Regarding Continuing Education, Extension and Summer Session Courses, Montana University System, was approved on motion of Mr. Heberly, seconded by Mr. Gallagher.

195

Dr. Pettit stated that the matter of the transfer of funds to state treasury accounts would be placed on the agenda for the October meeting.

The Governor's appointments to the local executive boards were confirmed on motion of Mr. French, seconded by Mr. Gallagher, as follows:

University of Montana  
 Mr. Alex M. Stepanzoff, Mr. Arthur Deschamps, Jr. and Mrs. Olive M. (Bob) Haugen  
Montana State University  
 Mr. William McGinley, Mr. Russell S. Rehm and Mrs. Helen A. (Don) Nash  
Montana College of Mineral Science and Technology  
 Mr. John W. Whelan and Mr. Walter L. Nelson  
Western Montana College  
 Mr. James Flynn, Mr. Carl M. Davis and Mr. Frank M. Davis  
Eastern Montana College  
 Mr. James E. Edwards, Mr. Gene A. Tuma and Mrs. Vera (Harold E.) Gerke  
Northern Montana College  
 Mr. Peter Hamilton, Mrs. Elizabeth (John) Jergeson and Mrs. Sylvia (Lada J.) Kafka

After a short discussion, Mr. Heberly moved that the proposed by-laws 153 for the Board of Regents be adopted as amended to change the wording in line three of Article IV to state "for a period of two years or to the expiration of his or her term on the Board, whichever occurs first". The motion was seconded by Mr. O'Brien and carried. (Copy attached)

Mr. James stated that in accordance with the by-laws, the Board should consider the election of a Vice-Chairman. Mr. Gallagher nominated Mrs. Mary Pace. Since there were no further nominations, Mrs. Pace was elected by a unanimous vote.

The Board recessed at 2:20 p.m.

The Board reconvened at 2:35 p.m. and heard presentations from union delegates from Bozeman and Billings regarding the impasse situations on labor negotiations at Montana State University and Eastern Montana College. Mr. James thanked the delegates for presenting the information. He asked them to keep in mind that most of the present Board members were new; that possibly it would be well in the future for them to work more effectively with everyone during the budgeting process; that the Board recognized all salaries in the University System were not competitive but that they could not get into a negotiating situation with any group.

Item 2-005-R0973, Policy Regarding Labor Negotiations, Montana University System, was approved as amended in line four to add the words "each of" after the word "in", on motion of Mrs. Pace, seconded by Mr. Gallagher. 196

Item 2-006-R0973, Authorization for Commissioner of Higher Education 197



to Assist in Labor Negotiations, Montana University System, was approved on motion of Mr. O'Brien, seconded by Mrs. Pace.

Recommendations of the Curriculum Committee were discussed at length.

Mr. French moved approval of Item 226-712, Request for an Inter-disciplinary Studies Major Leading to the Bachelor of Arts and Bachelor of Science Degrees, but the motion died for lack of a second. Mrs. Pace requested that the Board hear Dr. Pettit's comments before acting on this item. Dr. Pettit stated that this matter, in his view, represents a poor academic decision, but that adopting it would not implicate Board policy. He said it would require no new costs and he felt he could recommend that the Board approve it with the understanding that in the future items of this nature be negotiated with his office before being presented to the Board. He then moved that the item be approved. The motion was seconded by Mr. French. Mr. O'Brien, Mr. Gallagher, Mrs. Pace and Mr. James voted "no" and the motion failed. Dr. Pettit then moved that the item be deferred. Mr. O'Brien seconded the motion and it carried.

Item 223-103, Bachelor of Arts Degree in Religious Studies, University of Montana, was approved on motion of Mr. Heberly, seconded by Mr. Gallagher. 199  
213

Item 226-502, Authorization for Occupational Safety and Health Science leading to a Bachelor of Science in Occupational Safety and Health, Montana College of Mineral Science and Technology, was deferred on motion of Mr. Heberly, seconded by Mr. Evans. 214

Mr. O'Brien moved that Item 226-209, Degree of Bachelor of Science in Electrical and Electronic Engineering Technology at Montana State University, be deferred. The motion was seconded by Mr. French. Dean Bennett stated this would mean a three-year delay in accreditation of this program. Dr. Pettit stated this was a program that would use the same administrative units, the same faculty and he could see no additional cost. He said the demand was obvious and he recommended approval at this time. Mr. Heberly made a substitute motion 215 -  
238

SEP 10 1971

that the item be approved. The motion was seconded by Mr. Evans and carried.

Mr. Heberly moved that Item 226-212, Change in Degree Designation from Bachelor of Science in Construction Technology to Bachelor of Science in Construction Engineering Technology, Montana State University, be approved. 239

The motion was seconded by Mr. Evans and carried.

On motion of Mr. Heberly, seconded by Mrs. Pace, Item 226-211, Change in Degree Designation from Master of Applied Arts to Master of Fine Arts, Montana State University, was deferred. 240

On motion of Dr. Pettit, seconded by Mr. Evans, Item I-104-R0773, Bachelor of Arts Degree in Physics and Astronomy, University of Montana, was deferred. 241

On motion of Dr. Pettit, seconded by Mr. Heberly, Item 222-4001, Authorization to Establish a Two-Year Occupational Program in Radio and Television Technology, Miles Community College, was deferred. 240

Mr. James stated that President Crowley had something to say regarding his request that Item 226-801, Authorization to Implement Programs Described in the Paper Entitled, "Vocational-Technical Education at Northern Montana College", be withdrawn. President Crowley stated he had requested that this item be withdrawn simply because he felt the Postsecondary Education Study Commission should be given the opportunity to study the entire vocational-technical picture, but he would still appreciate having it considered at some time in the future. Mr. Evans moved that Item 226-801 be deferred. Mr. Heberly seconded the motion and it carried. 241

The Board recessed at 3:30 p.m.

The Board reconvened at 4:45 p.m. with the same members present.

Dr. Pettit reported that his staff had been working on a policy manual and he distributed copies of the proposed format. He said no action was necessary at this time. He was requested to proceed with the manual, using this format.

Dr. Pettit suggested that a sub-committee be appointed to work with institutional personnel on labor negotiations and collective bargaining and one to provide input from the Board in the area of accountability and the problems with the Department of Administration.

Mr. James appointed Mr. O'Brien, Mrs. Pace and Mr. Heberly to the labor negotiations and collective bargaining committee and Mr. Gallagher, Mr. Evans and Mr. French to the committee on accountability.

It was reported the next meeting would be in October, a time and place to be announced at a later date.

On motion duly made and seconded the meeting adjourned at 4:55 p.m.