

THE BOARD OF REGENTS
OF HIGHER EDUCATION
Montana University System

M I N U T E S

DATE: JULY 6, 1995

LOCATION: CONFERENCE ROOM 102
MONTANA HIGHER EDUCATION COMPLEX
2500 BROADWAY
HELENA, MONTANA

REGENTS PRESENT: JIM KAZE (CHAIRMAN), CORDELL JOHNSON (VICE CHAIRMAN), PAUL BOYLAN, COLLEEN CONROY, PAT DAVISON, AND MIKE GREEN; COMMISSIONER OF HIGHER EDUCATION JEFF BAKER; GOVERNOR MARC RACICOT (AFTERNOON SESSION)

REGENTS ABSENT: KERMIT SCHWANKE (EXCUSED)

PRESIDENTS & CHANCELLORS PRESENT: PRESIDENTS GEORGE DENNISON AND MICHAEL MALONE; CHANCELLORS LINDSAY NORMAN, SHEILA STEARNS, WILLIAM DAEHLING, AND RONALD SEXTON

Chairman Jim Kaze called the regular meeting of the Board of Regents to order at 11:15 a.m. Roll call showed that a quorum was present.

Referring to the May 18-19, 1995 minutes, Regent Pat Davison had a question concerning a statement on page 3 under "Announcements." He asked whether Regent Cordell Johnson had made the statement concerning the community colleges merger as a Regent or on behalf of the committee. Regent Johnson said the statement was his own, not the committee's.

- ▶ **Regent Davison moved that the Board approve the minutes from the May 18-19, 1995 regular meeting as mailed to Board members. The motion passed unanimously.**

CONSENT AGENDA

Staff Items

- a. **ITEM 88-1000-R0795—Staff; The University of Montana—Missoula**
- b. **ITEM 88-1500-R0795—Staff; Montana Tech of The University of Montana**
- c. **ITEM 88-1502-R0795—Professor Emeritus Status for Professor Theodore S. Jordan; Montana Tech of The University of Montana**

- d. ITEM 88-1503-R0795—Professor Emeritus Status for Professor Hugh White Dresser; Montana Tech of The University of Montana
- e. ITEM 88-1500A-R0795—Staff; Montana Bureau of Mines and Geology
- f. ITEM 88-1600-R0795—Staff; Western Montana College of The University of Montana
- g. ITEM 88-2000-R0795—Staff; Montana State University—Bozeman
- h. ITEM 88-2004-R0795—Retroactive Faculty Salary Increases for Fiscal Year 1994-1995; Montana State University—Bozeman
- i. ITEM 88-2700-R0795—Staff; Montana State University—Billings
- j. ITEM 88-2701-R0795—Emeritus Status, Andreas Maris Van Blaaderen, Associate Professor, Sociology; Montana State University—Billings
- k. ITEM 88-2800-R0795—Staff; Montana State University—Northern
- l. ITEM 88-2801-R0795—Post Retirement of Arthur Dolman, Professor of History & Social Science; Montana State University—Northern
- m. ITEM 88-2850-R0795—Staff; MSU College of Technology—Great Falls

Capital Construction Items

- a. ITEM 88-1001-R0795—Energy Conservation Projects, University Center and Lodge; The University of Montana—Missoula
- b. ITEM 88-1002-R0795—Elevator Improvements, Aber and Jesse Halls; The University of Montana—Missoula
- c. ITEM 88-1003-R0795—Cabling System, Residence Halls; The University of Montana—Missoula
- d. ITEM 88-1005-R0795—Miscellaneous Asphalt Resurfacing; College of Technology of The University of Montana
- e. ITEM 88-1602-R0795—Student Union Remodeling; Western Montana College of The University of Montana

Collective Bargaining Agreements

- a. ITEM 88-002-R0795—Approval of Tentative Agreement between the Montana University System and the Print, Publishing and Media Sector of the Communication Workers of America Local 14740 and Graphic Communication International Union Local 242-C

Commissioner Jeff Baker asked that ITEM 88-1000-R0795 from The University of Montana—Missoula be amended. He noted the correct salary entry for Alex Capdeville on page 9 should be \$62,562 instead of \$61,637.

Referring to ITEM 88-1602-R0795 under "Capital Construction Items," George Dennison, President of The University of Montana, said he wanted to make the Board aware of a conflict over awarding the bid. Through no one's fault, it appeared as though they were going to re-bid it. He said they needed the spending authority in any event, but he wanted the Board to be aware that another round of bidding may take place. The Board's approval of the item would indicate approval of the spending authority.

- ▶ **Regent Mike Green moved that the Board approve all items on the consent agenda (staff, capital construction, and collective bargaining agreements), including ITEM 88-1000-R0795 as amended. The motion passed 5 to 1, with**

Regent Davison voting against the motion.

COMMITTEE REPORTS

ACADEMIC AND STUDENT AFFAIRS COMMITTEE

The Academic and Student Affairs Committee met at 9:30 a.m. in Conference Room 102A at 2500 Broadway. Committee members present included Regents Cordell Johnson (chairman), Mike Green, and Colleen Conroy. Chairman Kaze asked committee chairman Regent Johnson to present the committee's report to the full Board.

1. ANNOUNCEMENTS

Regent Johnson announced the following Level I changes approved by the Office of the Commissioner of Higher Education:

Flathead Valley Community College: Changes in Degree and Certificate Titles

<u>From:</u>	<u>To:</u>
AAS Business Education	AAS Office Technology
AAS Business Management, Occupational Option	AAS Business Management
AAS Business Management, Accounting Emphasis	AAS Accounting Technology
AAS Business Management, Computer Applications. Emphasis	AAS Computer Applications
AAS Business Management, Hospital Management Option	AAS Hospitality management
AAS Human Services, Occupational Option	AAS Human Services
Business Management Accounting Certificate	Accounting Technology Certificate
Business Management One Year Networking Certificate	LAN Management Certificate

Miles Community College: Change in Program Title

<u>From:</u>	<u>To:</u>
Mid-Management	Small Business Management

Regent Johnson noted that action on the master's program in Engineering Mechanics at Montana State University—Bozeman (one of the programs included in the academic program review) had been deferred from the May 1995 meeting. The program was previously recommended for elimination but was now being recommended for quantitative review.

- ▶ **Regent Johnson moved that the Board concur with the committee's recommendation to approve the status of quantitative review for the master's program in Engineering Mechanics at Montana State University—Bozeman.**

The motion passed unanimously.

Regent Johnson referred to a July 6, 1995 letter from Superintendent of Public Instruction Nancy Keenan to the Board of Regents (on file) asking that the Regents accept the donation of buildings currently housing the Canyon Ferry Limnological Institute and that they enter into a 10-year, renewable lease agreement with the Bureau of Reclamation. After hearing presentations from the director of the institute, Greg Groepper from the Office of Public Instruction, and a Bureau of Reclamation representative, Regent Johnson said the committee agreed to look into the matter further and discuss the legal ramifications of the Board agreeing to the request. He said no action was required at that time. The letter would be referred to the Commissioner's Office and brought back to the Board at a future meeting.

Regent Johnson referred to a recent jury decision concerning the fatal shooting of a student at MSU—Bozeman several years ago. While the university was absolved of any legal responsibilities for the shooting, Regent Johnson said the committee thought it would be important if student affairs personnel on the campuses would collaborate among themselves and with Chief Legal Counsel LeRoy Schramm to discuss the legal underpinnings of that case and the legal duties of the university system to see that students are protected. Regent Johnson asked that the meeting be coordinated through the Commissioner's Office.

Commissioner Baker said they would try to have a report ready for the September 28-29 meeting in Billings.

2. CONSENT AGENDA—NOTICES OF INTENT

- a. **Reorganization of the Professional Master's Degree Program, School of Forestry; The University of Montana—Missoula**
- b. **Authorization for the Department of Civil Engineering to Offer a Master's Degree in Construction Engineering Management; Montana State University—Bozeman**
- c. **Approval of Proposal for Associate of Science Degree in Railroad Maintenance and Operations; Montana State University—Northern**
- d. **Approval of Proposal to Award a New Option for the Master of Science in Education: Learning Development; Montana State University—Northern**
- e. **Approval of Proposal to Offer the Applied Technology Extended (5-12) Major under the Bachelor of Science Degree in Secondary Education; Montana State University—Northern**
- f. **Approval of Proposal to Offer a Certificate of Completion in Pharmacy Technology; College of Technology of The University of Montana**
- g. **Approval of Proposal to Offer an Associate of Applied Science Degree in Medical Laboratory Technology; College of Technology of The University of Montana**

- h. Approval of Proposal to Offer a Two-Year Associate of Applied Science Degree in Agri-Diesel Technology; Helena College of Technology of The University of Montana**
- i. Approval of Proposal to Offer a Two-Year Associate of Applied Science Degree in Truck-Diesel Technology; Helena College of Technology of The University of Montana**
- j. Approval of Proposal to Convert the Approved Certificate Program in Emergency Medical Technician to an Associate of Applied Science Degree Program in Emergency Services; MSU College of Technology—Great Falls**
- k. Proposal to Implement a New Associate of Applied Science Degree in Paralegal Studies at Miles Community College Beginning with the Fall Semester of 1996; Miles Community College**
- ▶ Regent Johnson moved that the Board concur with the committee's recommendation to move the 11 notices of intent on the consent agenda (items a. through k. listed above) to the submission agenda at the September 1995 meeting. The motion passed unanimously.**

3. NOTICES OF INTENT

- a. Approval of Proposal to Implement the Associate of Applied Science Degree in Criminal Justice; Flathead Valley Community College**

Regent Johnson said the Board had voted against approval of this proposal at the November 1994 meeting, and Flathead Valley Community College was bringing it forward again. Through a compromise reached among Flathead Valley Community College, Dawson Community College, and the Commissioner's Office, Regent Johnson said the Board was being asked to approve the proposal subject to three recommendations outlined in a July 5, 1995 memo to the Regents (on file) from Dr. Richard Crofts, Deputy Commissioner for Academic Affairs. First, approval would include a sunset provision ending the authority to offer the program on June 30, 1998. If the program were to be continued beyond that time, FVCC would have to formally request the Regents to extend the program authorization. Second, FVCC would accept into the program Montana students only from Flathead, Lincoln, Lake, Sanders, and Missoula counties. Third, due to the commitment to maintain the viability of Dawson Community College's program to avoid unnecessary program duplication, the Regents would not consider continuing the program at FVCC if the headcount enrollment of the program at DCC fell below 75 in the fall quarters of 1995, 1996, or 1997. Regent Johnson said the Commissioner's Office recommended that the proposal be moved from the notices of intent agenda to the action agenda.

Regent Johnson said both the proposal and the recommendations from the Commissioner's Office were discussed at length by all parties during the committee meeting. The committee's consensus was to move the proposal to the action agenda and pass it subject to the conditions outlined in Dr. Crofts' July 5, 1995 memo to the Regents.

Commissioner Baker said that while he thought the solution was practical for this specific case, he would not like to see it used as a precedent-setting way to resolve similar

problems in the future. Given the current situation, the need to move forward, and the time and energy expended in reaching a compromise, he said he would recommend the solution.

Regent Johnson agreed it was an experiment and hoped the Board would not consider a similar approach until at least after 1998, when the FVCC experiment had been completed.

- ▶ **After further discussion, Regent Johnson moved that the Board concur with the committee's recommendation to approve ITEM 88-303-R0795 (number assigned after meeting) subject to the conditions outlined in Dr. Richard Crofts' July 5, 1995 memo to the Board of Regents. The motion passed unanimously.**

The Board recessed at 11:45 a.m. for a luncheon meeting with student representatives.

The Board reconvened at 1:35 p.m. Chairman Kaze introduced Mike Green, the new student regent from MSU—Bozeman. Regent Green will serve a one-year term ending June 1, 1996.

UM President Dennison introduced Ed Eck, the new Dean of the School of Law.

Chairman Kaze said committee reports would be postponed until later in the meeting so the Board could discuss several items under "New Business."

NEW BUSINESS

a. **ITEM 88-003-R0795—Board of Regents Resolution: The Restructuring of the Montana University System—Phase Two**

Commissioner Baker noted that phase two of the restructuring focused on the student and highlighted four elements of primary concern to students and parents: (1) getting in; (2) getting through; (3) getting a job; and (4) paying the way. The resolution recommended a time line of February 15, 1996 for completion of all recommendations, with final Board approval expected at the March 1996 meeting. Progress reports and discussion items would be presented to the Regents at their September, November, and January meetings.

Commissioner Baker emphasized that a great amount of work already was being done on the campuses to address many of the issues targeted in phase two. He said phase two was the continuation of a process to refocus efforts on a number of issues from the student perspective and to communicate those clearly to Montanans.

Discussion followed on some of the objectives outlined in phase two, such as raising entry standards, eliminating remedial education, shortened time to degree, aggressive advising programs, graduation guarantees, enhancement of two-year education, and financial aid review. Other initiatives suggested for ongoing discussion included remedies to supplement the state's deferred maintenance efforts, addressing administrative efficiencies, a reinvestment-in-higher-education plan, and elimination of campus role and scope statements.

Speaking from the audience, Senator Mignon Waterman stressed that the more open the process was, the better off everyone would be. She thanked the Board for using plain

English to communicate and emphasized that the public should be involved in all discussions.

Also speaking from the audience, Joanne Cortese, Chairman of the Faculty Senate at Montana Tech of The UM, voiced some concerns about the statement on page 2 that referred to designing all undergraduate degrees within 120 semester hours. She noted that Montana Tech's engineering programs ranged from 140 to 145 credits. Upon initial reading, she said it was difficult to figure out how students could complete those types of programs in 20 to 25 fewer credits.

Chairman Kaze pointed out that no action was being taken on the proposal at that time but that it was being suggested for future discussion.

- ▶ **After further discussion, Regent Davison moved that the Board approve ITEM 88-003-R0795, including the time line outlined in the resolution and the submission of progress reports at the September, November, and January meetings, with final recommendations to be completed by March 1996 for Board approval. The motion passed unanimously.**

b. Enrollment Discussion

Commissioner Baker referred to his June 19, 1995 memo to the Board (on file), which included enrollment projections from WICHE (Western Interstate Commission for Higher Education) and enrollment projections from The University of Montana and Montana State University campuses. Rod Sundsted, Associate Commissioner for Fiscal Affairs, distributed charts (on file) illustrating (1) FY1995 actual enrollment data by student classification (undergraduate, four-year; undergraduate, two-year; and graduate) and resident/nonresident; and (2) FY2001 projected enrollment by student classification and resident/nonresident.

Commissioner Baker said the goal was not to dwell on the numbers but instead to get a sense of the direction they were headed in terms of enrollments. According to WICHE's projections for Montana, an increase in high school graduates of about 24 percent was projected through the year 2004. The university system's projections to the year 2001 indicated an increase of a little more than 19 percent. Commissioner Baker said they also had to consider the changing patterns in the mix of students, such as undergraduate and graduate, two-year and four-year, and resident and nonresident. He said the data would help the Regents as policymakers decide on how they viewed the future system. They needed to ask themselves what direction they wanted the system to take. Commissioner Baker noted that enrollment was the key component around which most other decisions were based.

Discussion followed on questions raised in Commissioner Baker's June 19, 1995 memo. Among issues discussed were growth patterns, demographic predictions, handling the projected increase in students, meeting the demand of Montana residents for educational opportunities, examining the mix of students and future trends, information technology and distance-learning opportunities, and enrollment limitations.

Chairman Kaze asked Regent Johnson to continue with the Academic and Student Affairs Committee report.

3. NOTICES OF INTENT (continued)

- b. **Proposal to Discontinue the Legal Administrative Assistant AAS Degree Program with No New Students Admitted during the 1995-96 Academic Year AND the Offering of All Required Second-Year Requirements to Provide Current Students with a Full Opportunity to Complete the Program during the 1995-96 Academic Year; Miles Community College**

Regent Johnson said Miles Community College asked that this notice of intent be moved to the action agenda for two reasons: (1) to enable the first phase of the process to begin in August 1995, and (2) the decision was made at MCC with full participation and agreement by the faculty involved in the program and without any detrimental effect on any faculty or the need for any additional costs.

- ▶ **Regent Johnson moved that the Board concur with the committee's recommendation to approve ITEM 88-401-R0795 (number assigned after meeting). The motion passed unanimously.**

Regent Johnson said the following two items had been moved from the consent agenda—notices of intent to the regular notices of intent agenda for further discussion.

- c. **Approval of a Proposal to Initiate a Doctoral Degree in Pharmacology/Pharmaceutical Sciences; The University of Montana—Missoula**
- d. **Authorization to Establish the Division of Health Sciences; Montana State University—Bozeman**

Regent Johnson said both proposals had been reviewed briefly during the committee meeting and would be discussed at length when they were brought forward for submission at the September 1995 meeting. He said UM—Missoula and MSU—Bozeman were asked to provide documentation in the proposals that would address questions raised during the committee meeting.

4. CONSENT AGENDA—ACTION

- a. **ITEM 87-002-R0595—Repeal and Revision of Certain Board of Regents Policies Due to Change in Semester System; Montana University System**
- ▶ **Regent Johnson moved that the Board concur with the committee's recommendation to approve ITEM 87-002-R0595. The motion passed unanimously.**

5. ACTION AGENDA

- a. **ITEM 27-001-R0480—Higher Education Centers (REVISED 220); Montana University System**

Regent Johnson said ITEM 27-001-R0480 had been on submission at the May 1995 meeting, and action was being deferred to a future meeting. He said discussions on the

issues were continuing among all parties involved.

b. **ITEM 87-003-R0595—Role and Scope Statements; Montana University System**

Regent Johnson said action was also being deferred on ITEM 87-003-R0595, which was on submission at the May 1995 meeting. He noted that role and scope statements were included for discussion as part of the second phase of restructuring.

ADMINISTRATIVE/BUDGET COMMITTEE

The Administrative/Budget Committee met at 9:30 a.m. in Conference Room 102B at 2500 Broadway. Committee members present included Regents Pat Davison (chairman), Jim Kaze, and Paul Boylan. Chairman Kaze asked committee chairman Regent Davison to present the committee's report to the full Board.

1. **CONSENT AGENDA—ACTION**

- a. **ITEM 87-004-R0595—Repeal of Certain Board of Regents Policies from the Montana University System Policy and Procedures Manual; Montana University System**
- b. **ITEM 88-101-R0795—Budget Amendment - FY95; Office of the Commissioner of Higher Education - MUS Group Insurance Program**
- c. **ITEM 88-301-R0795—Authorization to Increase the Student Activity Fee; Flathead Valley Community College**
- d. **ITEM 88-302-R0795—Authorization to Increase the Student Computer Fee; Flathead Valley Community College**
- e. **ITEM 88-1004-R0795—Proposal to Honor K. Ross Toole, Family Housing Complex; The University of Montana—Missoula**
- f. **ITEM 88-1006-R0795—Revised Project Budget, Expansion of Washington-Grizzly Stadium; The University of Montana—Missoula**
- g. **ITEM 88-1501-R0795—Authorization to Expend Student Computer Fees; Montana Tech of The University of Montana**
- h. **ITEM 88-1603-R0795—Authorization to Expend up to \$75,000 of Computer Fees; Western Montana College of The University of Montana**
- i. **ITEM 88-2001-R0795—Authorization to Expend Student Computer Fees; Montana State University—Bozeman**
- j. **ITEM 88-2002-R0795—Authorization to Grant a Right of Way Easement to the Three Rivers Telephone Cooperative, Inc. for Telephone Cable in Madison County, Montana; Montana State University—Bozeman**
- k. **ITEM 88-2802-R0795—Grant of Easement to Triangle Telephone Cooperative Association, Inc. for Installation of Fiber Optic Cable on the Campus of**

Montana State University—Northern; Montana State University—Northern

- ▶ **Regent Davison moved that the Board concur with the committee's consensus to approve ITEMS 87-004-R0595, 88-101-R0795, 88-301-R0795, 88-302-R0795, 88-1004-R0795, 88-1006-R0795, 88-1501-R0795, 88-1603-R0795, 88-2001-R0795, 88-2002-R0795, and 88-2802-R0795 on the consent agenda—action. The motion passed unanimously.**

2. ACTION AGENDA

- a. **ITEM 88-2003-R0795—Authorization to Grant a Right of Way Easement to the City of Bozeman in Gallatin County, Montana; Montana State University—Bozeman**

Regent Davison said ITEM 88-2003-R0795 was moved from the consent agenda—action to the regular action agenda because of a question raised concerning the proposal's language. After discussion concerning the recent Land Board legislation, Chief Legal Counsel LeRoy Schramm drafted the following language to be added to the first paragraph: "If the transfer is done by warranty deed, consultation with Land Board personnel shall be undertaken and, if required, the statutory procedures found in Chapter 370, Laws of 1995, shall be followed."

- ▶ **Regent Davison moved that the Board concur with the committee's recommendation to approve ITEM 88-2003-R0795 as amended. The motion passed unanimously.**
- b. **ITEM 21-003-R0778—Appeals; Montana University System (REVISED 203.5.2)**

Regent Davison said that action on ITEM 21-003-R0778 was being deferred to a future meeting. Discussions would continue among all parties involved.

- c. **ITEM 88-151-R0795—General Fund Allocation - Montana Community Colleges - FY96-97**

Regent Davison referred to Rod Sundsted's May 2, 1995 memo to the community college presidents (on file) concerning the distribution of House Bill 2 appropriations for the community colleges. He said the community colleges had agreed with the general fund allocations.

- ▶ **Regent Davison moved that the Board concur with the committee's recommendation to approve ITEM 88-151-R0795. The motion passed unanimously.**
- d. **ITEM 88-1601-R0795—Property Acquisition Zones; Western Montana College of The University of Montana**

Regent Davison said this item was meant to address some long-range planning undertaken by Western Montana College of The UM. He referred to a document titled "Western Montana College Master Planning: Conceptual Master Plan and Charrette Book"

dated January 25-26, 1995 (on file), which provided details on the campus' plans. Regent Davison said ITEM 88-1601-R0795 identified different zones that fit into a master plan for the campus. Western Montana College was asking the Board to authorize the campus to designate property acquisition zones defined as AZ-1, AZ-2, AZ-3, and AZ-3(A) and acquire any of the properties in these zones to be held by the Board of Regents for the use and benefit of Western Montana College.

Regent Davison said the committee discussed questions raised as to how Western's plan fit into an overall system plan. After discussion, the committee reached an understanding that the process would be implemented with great scrutiny and resistance to growing simply for growth's sake. Instead, the growth would be meaningful to the actual needs and enhancement of the campus.

Regent Green asked whether any actual purchases made would have to come back to the Board for approval.

UM President Dennison said if the purchase was in the zone and within or at an appraisal level not exceeding \$125,000, approval would be required of the president and the commissioner. Specific approval beyond that amount would be required of the Board. Also, anything done on a property beyond using it for rental purposes would have to come before the Board.

- ▶ **After further discussion, Regent Davison moved that the Board concur with the committee's recommendation to approve ITEM 88-1601-R0795. The motion passed unanimously.**

NEW BUSINESS (continued)

a. Board of Regents' meeting agenda

Chairman Kaze said the Board was trying a new agenda format to place more routine items on the consent agenda and focus discussions more on policy items and important issues that have systemwide impact. He pointed out that the Regents still were responsible for reviewing all the items and being fully informed. Items could be moved from the consent agenda for discussion at a Regent's request.

Regent Johnson said he also liked the idea of trying to have one-day meetings when possible.

CAMPUS REPORTS

UM President Dennison distributed and reviewed the program agenda for the "Quality . . . Access . . . Cost: The Financial Future of Public Higher Education in the West" conference scheduled in Missoula on September 17-19, 1995.

MSU—Bozeman President Malone distributed (1) a publication titled "An Economic Partnership: MSU—Bozeman's Impact on Montana," and (2) a new publication from Meridian Northern Telecom describing the new touch-tone registration process at MSU—Bozeman.

Miles Community College President Frank Williams introduced Robert Behrendt as the college's new chief academic officer. President Williams also urged that the community colleges be involved in any discussions on enrollment management and other issues targeted in the second phase of restructuring.

Alex Capdeville, Dean of the Helena College of Technology of The UM, announced that Bob Carr would be moving from the Helena COT to become Dean of the Billings College of Technology. Rick Gray would replace Bob Carr on an acting basis at the Helena COT.

With no other business to come before the Board, the meeting adjourned at 3:55 p.m.

Mailed to the Board of Regents on

September 15, 1995
(Date)

Rose M. Bond

Rose M. Bond
Secretary to the Board of Regents

Approved by the Board of Regents on

September 28, 1995
(Date)

Jim Kaze

Jim Kaze, Chairman
Board of Regents of Higher Education