

OMISSION

Pages 617-945, 1082-1420

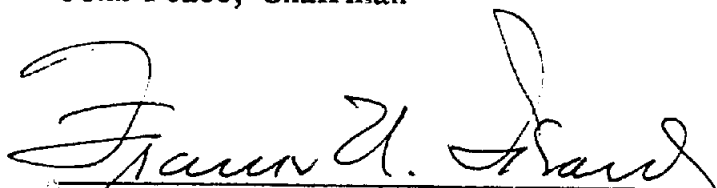
A. Ruth Baker

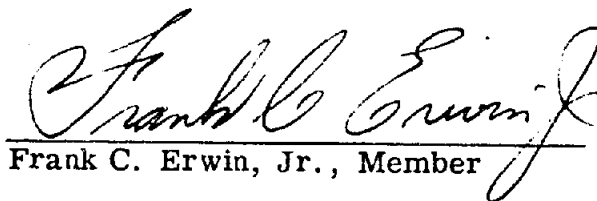
SIGNATURE OF OPERATOR

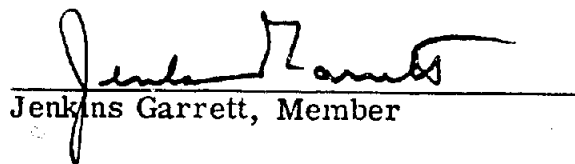
We, the undersigned members of the Board of Regents of The University of Texas System, hereby ratify and approve all actions taken at this meeting (December 2 and 3, 1971) to be reflected in the Minutes.

Signed this the 2nd day of December 1971, A. D.

John Peace, Chairman

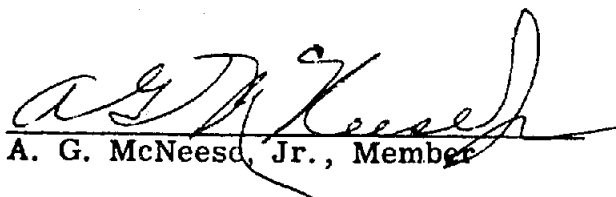

Frank N. Ikard, Vice-Chairman

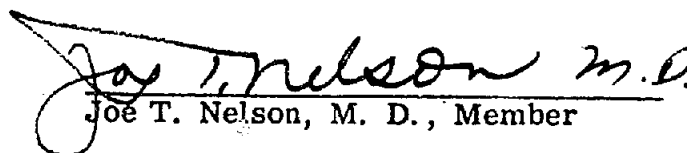

Frank C. Erwin, Jr., Member

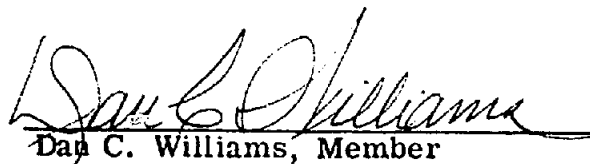

Jenkins Garrett, Member

Mrs. Lyndon B. Johnson, Member

Joe M. Kilgore, Member


A. G. McNeese, Jr., Member


Joe T. Nelson, M. D., Member


Dan C. Williams, Member

MEETING NO. 695

DECEMBER 2, 1971. --The Board of Regents of The University of Texas System convened in regular session in Main Building, Room 212, The University of Texas at Austin, Austin, Texas, at 12:00 noon CST on Thursday, December 2, 1971, with the following in attendance:

ATTENDANCE. --

Present

Vice-Chairman Ikard, Presiding
Regent Erwin
Regent Garrett
Regent McNeese
Regent Nelson
Regent Williams

Absent

Chairman Peace *
Regent (Mrs.) Johnson **
(See Page 15)
Regent Kilgore **
(See Page 15)

Chancellor LeMaistre
Secretary Thedford

In the absence of Chairman Peace, Vice-Chairman Ikard called the meeting of the Board of Regents of The University of Texas System to order for the purpose of considering the following item.

U. T. SYSTEM: (1) RESOLUTION AUTHORIZING THE ISSUANCE OF BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM GENERAL TUITION REVENUE BONDS, SERIES 1971, IN THE AMOUNT OF \$50,000,000 (authorized under H. B. No. 278, 62nd Legislature, State of Texas, R. S., 1971) AND AWARDING THE SALE OF THE BONDS TO A SYNDICATE HEADED BY WHITE, WELD & CO. AND ASSOCIATES, (2) DESIGNATION OF REPUBLIC NATIONAL BANK OF DALLAS, DALLAS, TEXAS, OR FIRST NATIONAL CITY BANK, NEW YORK, NEW YORK, AS THE PAYING AGENT AND (3) AWARD OF CONTRACT TO PRINT BONDS TO THE STECK DIVISION, STECK-WARLICK COMPANY, AUSTIN, TEXAS. --The resolution set out on Pages 3 - 15 was duly introduced for the consideration of said Board and read in full. It was then duly moved by Regent McNeese and seconded by Regent Williams that said Resolution be adopted; and, after due discussion, said motion, carrying with it the adoption of said Resolution, prevailed and carried by the following vote:

AYES: All members of said Board shown present above voted "Aye."

NOES: None.

The adoption of this resolution authorized issuance of Board of Regents of The University of Texas System General Tuition Revenue Bonds,

*Chairman Peace was excused from the meeting on account of illness.

**Regents (Mrs.) Johnson and Kilgore were excused from the meeting of the Board on December 2, 1971, but were both present for the meetings of the Standing Committees, the Committee of the Whole, and the meeting of the Board on December 3, 1971.

Series 1971, in the amount of \$50,000,000 and awarded the sale of the bonds to a syndicate headed by White, Weld & Co. and Associates for cash for the par value thereof and accrued interest thereon to date of delivery, plus a premium of \$4,118.35 (Page 15) and at the interest rates reflected on Page 3.

The bonds (authorized by H. B. No. 278, 62nd Legislature, State of Texas, R. S., 1971) are for the purpose of providing funds to acquire, purchase, construct, improve, enlarge, and/or equip property, buildings, structures, and facilities for The University of Texas at Dallas, The University of Texas of the Permian Basin, The University of Texas at San Antonio, The University of Texas Medical School at Houston, The University of Texas Dental School at San Antonio, The University of Texas (Undergraduate) Nursing School at El Paso, and The University of Texas (Clinical) Nursing School at San Antonio; provided that the Board may allocate all or any part of such funds to any one or more of such institutions in its discretion and in accordance with Law. This resolution provides that the bonds may be additionally secured by a pledge of an unlimited library use fee to be assessed only if needed against students at the component institutions involved.

Upon motion of Regent McNeese, seconded by Regent Nelson, the Republic National Bank of Dallas, Dallas, Texas, or the First National City Bank, New York, New York, was unanimously designated Paying Agent for Board of Regents of The University of Texas System General Tuition Revenue Bonds, Series 1971, in the amount of \$50,000,000 (Pages 4, 6). The bank will charge \$3.50 per bond paid. There will be no charge for payment per coupon.

It was duly moved by Regent Garrett, seconded by Regent Williams and unanimously approved that the printing contract for Board of Regents of The University of Texas System General Tuition Revenue Bonds, Series 1971, in the amount of \$50,000,000 be awarded to The Steck Division, Steck-Warlick Company, Austin, Texas. These bonds are to be printed according to specifications with lithographed borders for the sum of \$3,573, there being seven interest rates.

RESOLUTION AUTHORIZING THE ISSUANCE OF BOARD OF REGENTS
OF THE UNIVERSITY OF TEXAS SYSTEM GENERAL TUITION REVENUE
BONDS, SERIES 1971, \$50,000,000

WHEREAS, the Board of Regents of The University of Texas System is authorized to issue the bonds hereinafter authorized pursuant to Chapter 55, Texas Education Code.

THEREFORE, BE IT RESOLVED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM:

Section 1. That said Board's negotiable, serial, coupon bonds to be designated "BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM GENERAL TUITION REVENUE BONDS, SERIES 1971," are hereby authorized to be issued, sold, and delivered in the principal amount of \$50,000,000, FOR THE PURPOSE OF PROVIDING FUNDS TO ACQUIRE, PURCHASE, CONSTRUCT, IMPROVE, ENLARGE, AND/OR EQUIP PROPERTY, BUILDINGS, STRUCTURES, AND FACILITIES FOR THE UNIVERSITY OF TEXAS AT DALLAS, THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN, THE UNIVERSITY OF TEXAS AT SAN ANTONIO, THE UNIVERSITY OF TEXAS MEDICAL SCHOOL AT HOUSTON, THE UNIVERSITY OF TEXAS DENTAL SCHOOL AT SAN ANTONIO, THE UNIVERSITY OF TEXAS (UNDERGRADUATE) NURSING SCHOOL AT EL PASO, AND THE UNIVERSITY OF TEXAS (CLINICAL) NURSING SCHOOL AT SAN ANTONIO; PROVIDED THAT THE BOARD MAY ALLOCATE ALL OR ANY PART OF SUCH FUNDS TO ANY ONE OR MORE OF SUCH INSTITUTIONS IN ITS DISCRETION AND IN ACCORDANCE WITH LAW.

Section 2. That said bonds shall be dated OCTOBER 1, 1971, shall be numbered consecutively from 1 THROUGH 10,000, shall be in the denomination of \$5,000 EACH, and shall mature and become due and payable serially on APRIL 1 in each of the years, and in the amounts, respectively, as set forth in the following schedule:

<u>YEARS</u>	<u>AMOUNTS</u>	<u>YEARS</u>	<u>AMOUNTS</u>
1972	\$1,800,000	1988	\$1,485,000
1973	610,000	1989	1,570,000
1974	705,000	1990	1,655,000
1975	740,000	1991	1,745,000
1976	785,000	1992	1,840,000
1977	825,000	1993	1,945,000
1978	870,000	1994	2,050,000
1979	920,000	1995	2,165,000
1980	970,000	1996	2,280,000
1981	1,020,000	1997	2,410,000
1982	1,080,000	1998	2,540,000
1983	1,140,000	1999	2,680,000
1984	1,200,000	2000	2,830,000
1985	1,265,000	2001	2,985,000
1986	1,335,000	2002	3,145,000
1987	1,410,000		

Said Bonds may be redeemed prior to their scheduled maturities, at the option of said Board, on the dates stated, and in the manner provided, in the FORM OF BOND set forth in this Resolution.

Section 3. That said bonds scheduled to mature during the years, respectively, set forth below shall bear interest at the following rates per annum:

maturities 1972 through 1982,	6.50%
maturities 1983	5.80%
maturities 1984 through 1989,	5.25%
maturities 1990 through 1992,	5.40%
maturities 1993 through 1994,	5.50%
maturities 1995 through 2000,	5.60%
maturities 2001 through 2002,	5.00%

Said interest shall be evidenced by interest coupons which shall appertain to said bonds, and which shall be payable on the dates stated in the FORM OF BOND set forth in this Resolution.

Section 4. That said bonds, and the interest coupons appertaining thereto, shall be payable, shall have the characteristics, and shall be signed and executed (and said Bonds shall be sealed), all as provided, and in the manner indicated, in the FORM OF BOND set forth in this Resolution.

Section 5. That the form of said bonds, including the form of Registration Certificate of the Comptroller of Public Accounts of the State of Texas to be printed and endorsed on each of said bonds, and the form of the aforesaid interest coupons which shall appertain and be attached initially to each of said bonds, shall be, respectively, substantially as follows:

FORM OF BOND:

NO. _____

\$5,000

UNITED STATES OF AMERICA
STATE OF TEXAS
BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
GENERAL TUITION REVENUE BOND
SERIES 1971

ON APRIL 1, _____, the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM promises to pay to bearer the principal amount of

FIVE THOUSAND DOLLARS

and to pay interest thereon, from the date hereof, at the rate of _____ % per annum, evidenced by interest coupons payable APRIL 1, 1972, and semi-annually thereafter on each OCTOBER 1 and APRIL 1 while this bond is outstanding.

THE PRINCIPAL of this bond and the interest coupons appertaining hereto shall be payable to bearer, in lawful money of the United States of America, without exchange or collection charges to the bearer, upon presentation and surrender of this bond or proper interest coupon, at the following, which shall constitute and be defined as the "Paying Agent" for this Series of Bonds:

REPUBLIC NATIONAL BANK OF DALLAS, DALLAS, TEXAS,
OR, AT THE OPTION OF THE BEARER,
FIRST NATIONAL CITY BANK, NEW YORK, NEW YORK.

THIS BOND is one of a Series of negotiable, serial, coupon bonds, dated OCTOBER 1, 1971, issued in the principal amount of \$50,000,000, FOR THE PURPOSE OF PROVIDING FUNDS TO ACQUIRE, PURCHASE, CONSTRUCT, IMPROVE, ENLARGE, AND/OR EQUIP PROPERTY, BUILDINGS, STRUCTURES, AND FACILITIES FOR THE UNIVERSITY OF TEXAS AT DALLAS, THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN, THE UNIVERSITY OF TEXAS AT SAN ANTONIO, THE UNIVERSITY OF TEXAS MEDICAL SCHOOL AT HOUSTON, THE UNIVERSITY OF TEXAS DENTAL SCHOOL AT SAN ANTONIO, THE UNIVERSITY OF TEXAS (UNDERGRADUATE) NURSING SCHOOL AT EL PASO, AND THE UNIVERSITY OF TEXAS (CLINICAL) NURSING SCHOOL AT SAN ANTONIO; PROVIDED THAT THE BOARD MAY ALLOCATE ALL OR ANY PART OF SUCH FUNDS TO ANY ONE OR MORE OF SUCH INSTITUTIONS IN ITS DISCRETION AND IN ACCORDANCE WITH LAW.

ON APRIL 1, 1982, OR ON ANY INTEREST PAYMENT DATE THEREAFTER, the outstanding bonds of this Series may be redeemed

prior to their scheduled maturities, at the option of said Board, IN WHOLE, OR IN PART, for the principal amount thereof and accrued interest thereon to the date fixed for redemption, plus a premium on the principal amount of each such bond as follows:

- 3% if redeemed April 1, 1982 through October 1, 1985
- 2% if redeemed April 1, 1986 through October 1, 1988
- 1% if redeemed April 1, 1989 through October 1, 1991
- 0% if redeemed April 1, 1992 or thereafter.

At least thirty days prior to the date fixed for any such redemption said Board shall cause a written notice of such redemption to be published at least once in a financial publication published in the City of New York, New York, or in the City of Austin, Texas. By the date fixed for any such redemption due provision shall be made with the "Paying Agent" for the payment of the required redemption price. If such written notice of redemption is published and if due provision for such payment is made, all as provided above, the bonds which are to be so redeemed thereby automatically shall be redeemed prior to their scheduled maturities, and they shall not bear interest after the date fixed for redemption, and they shall not be regarded as being outstanding except for the purpose of being paid by the "Paying Agent" with the funds so provided for such payment.

IT IS HEREBY certified, recited, and covenanted that this bond has been duly and validly issued and delivered; that all acts, conditions, and things required or proper to be performed, exist, and be done precedent to or in the issuance and delivery of this bond have been performed, existed, and been done in accordance with law; and that the interest on and principal of this bond and the Series of which it is a part, are secured by and payable from an irrevocable first lien on and pledge of specified Pledged General Tuition imposed on students enrolled at each and every institution, branch, and school now or hereafter operated by or under the jurisdiction of said Board, and a student Library Use Fee at each New System Institution of said Board, and certain Federal interest grants, and other revenues, collectively defined as "Pledged Revenues" and further described and defined in the Resolution authorizing this Series of bonds.

SAID BOARD has reserved the right, subject to the restrictions stated in said Resolution authorizing this Series of bonds, to issue additional parity revenue bonds which also may be secured by and made payable from an irrevocable first lien on and pledge of the aforesaid Pledged Revenues.

THE HOLDER HEREOF shall never have the right to demand payment of this obligation out of any funds raised or to be raised by taxation.

IN WITNESS WHEREOF, this bond and the interest coupons appertaining hereto have been signed with the facsimile signature of the Chairman of said Board and countersigned with the facsimile signature of the Secretary of said Board, and the official seal of said Board has been duly impressed, or placed in facsimile, on this bond.

XXXXXXXXXX
Secretary, Board of Regents,
The University of Texas System

XXXXXXXXXX
Chairman, Board of Regents,
The University of Texas System.

FORM OF REGISTRATION CERTIFICATE:

COMPTROLLER'S REGISTRATION CERTIFICATE: REGISTER NO.

I hereby certify that this bond has been examined, certified as to validity, and approved by the Attorney General of the State of Texas, and that this bond has been registered by the Comptroller of Public Accounts of the State of Texas.

Witness my signature and seal this

XXXXXXXXX
Comptroller of Public Accounts of
the State of Texas.

FORM OF INTEREST COUPON:

NO. _____ \$ _____

ON _____ 1, _____

THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, promises to pay to bearer the amount shown on this interest coupon, in lawful money of the United States of America, without exchange or collection charges to the bearer, unless due provision has been made for the redemption prior to maturity of the bond to which this interest coupon appertains, upon presentation and surrender of this interest coupon, at the

REPUBLIC NATIONAL BANK OF DALLAS, DALLAS, TEXAS
OR, AT THE OPTION OF THE BEARER,

FIRST NATIONAL CITY BANK, NEW YORK, NEW YORK,
said amount being interest due that day on the bond, bearing the number hereinafter designated, of that issue of BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM GENERAL TUITION REVENUE BONDS, SERIES 1971, DATED OCTOBER 1, 1971. The holder hereof shall never have the right to demand payment of this obligation out of any funds raised or to be raised by taxation. Bond No. _____.

XXXXXXXXX
Secretary, Board of Regents Chairman, Board of Regents

Section 6. That as used in this Resolution the following terms shall have the meanings set forth below, unless the text hereof specifically indicates otherwise:

The term "Board" shall mean the Board of Regents of The University of Texas System.

The term "Bonds" shall mean the Board of Regents of The University of Texas System General Tuition Revenue Bonds, Series 1971, authorized by this Resolution.

The term "Additional Bonds" shall mean the additional parity revenue bonds permitted to be authorized in this Resolution.

The term "Established System Institution" shall mean and include each of the following existing and operating institutions, respectively:

- The University of Texas at Austin
- The University of Texas at Arlington
- The University of Texas El Paso
- The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston
- The University of Texas Graduate School of Biomedical Sciences at Houston

The University of Texas School of Public Health
at Houston
The University of Texas Dental Branch at Houston
The University of Texas Medical Branch at Galveston
The University of Texas Southwestern Medical
School at Dallas
The University of Texas Medical School at San Antonio
The University of Texas Nursing School (System Wide),
excepting the Nursing Schools at El Paso and
San Antonio.

The term "New System Institution" shall mean and include each of the following institutions, respectively, to be operated by and under the jurisdiction of the Board, and which were newly created by various Acts of the 61st Legislature, Regular Session, 1969:

The University of Texas at Dallas
The University of Texas of the Permian Basin
The University of Texas at San Antonio
The University of Texas Medical School at Houston
The University of Texas Dental School at San Antonio
The University of Texas (Undergraduate) Nursing
School at El Paso
The University of Texas (Clinical) Nursing School
at San Antonio;

except and provided that although the Board intends to use its best efforts to acquire, purchase, construct, improve, enlarge, and/or equip buildings, structures, and facilities for the foregoing institutions as soon as practicable and to the extent permitted by law, in order to establish and commence full operation of each of said institutions as a part of The University of Texas System, the Board does not warrant or represent any particular date for commencing or completing any work at any such institution, and it is agreed and shall be understood that each such institution shall become and constitute a New System Institution, and the lien on the Pledged Revenues at any such institution shall be effective, only upon the actual enrollment of students on a regular basis and the commencement of regular operation of such institution, if and when such event occurs.

The term "each and every institution, branch, and school now or hereafter operated by or under the jurisdiction of the Board" shall mean and include all of the following:

- (a) each Established System Institution, and
- (b) each New System Institution,

together with any other institution, branch, or school now or hereafter operated by or placed under the jurisdiction of the Board pursuant to law (all collectively known as The University of Texas System).

The term "Pledged General Tuition" shall mean all of the aggregate amount of student tuition charges now or hereafter required or authorized by law to be imposed on students enrolled at each and every institution, branch, and school, now or hereafter operated by or under the jurisdiction of the Board, but specifically excluding and excepting (1) the amount of tuition scholarships now provided for by law, and (2) the following amount of such student tuition charges at each and every such institution, branch, and school which previously has been or

hereafter may be pledged to the payment of other bonds (excepting the Bonds and Additional Bonds) issued by the Board:

- (a) \$5.00 per regular semester and summer session for each student enrolled for 12 or more Semester Credit Hours; and
- (b) \$0.42 per Semester Credit Hour per regular semester and summer session for each student enrolled for less than 12 Semester Credit Hours;

and Section 55.17 (f) (2) of the Texas Education Code provides, and it is hereby covenanted, that the aggregate amount of student tuition charges which are now required or authorized by law to be imposed, and which are pledged to the payment of the Bonds and any Additional Bonds by this Resolution, shall never be reduced or abrogated while such obligations are outstanding; it being further covenanted that the aggregate amount of student tuition charges now required or authorized by law to be imposed on students enrolled at each and every institution, branch, and school operated by or under the jurisdiction of the Board are set forth in Chapter 54 of the Texas Education Code, as amended and modified by Chapters 511 and 755, Acts of the 62nd Legislature, Regular Session, 1971, to which Chapters reference is hereby made for all purposes.

The term "System Tuition" shall mean the aggregate amount of all student tuition charges actually received by The University of Texas System during any University of Texas System fiscal year, or during any twelve consecutive calendar month period, after deducting from such aggregate amount (1) the amount of tuition scholarships provided by law, and (2) the amount of such student tuition charges which has been pledged to the payment of other bonds (excepting the Bonds and Additional Bonds) issued by the Board.

The term "Library Use Fee" shall mean the gross collections of a special fee to be fixed, charged, and collected from all students (excepting those exempt by the aforesaid Chapter 755, Acts of the 62nd Legislature) regularly enrolled at each New System Institution, respectively, for the use and availability of all library facilities at each such New System Institution, respectively, in the manner and to the extent provided in this Resolution.

The term "Pledged Revenues" shall mean collectively (a) the Pledged General Tuition, (b) the Library Use Fee, (c) all debt service subsidy and interest grants received from the United States Government in connection with the Bonds and Additional Bonds, and (d) any additional revenues, income, receipts, or other resources, including, without limitation, any grants, donations, or income received or to be received from the United States Government, or any other public or private source, whether pursuant to an agreement or otherwise, which hereafter may be pledged to the payment of the Bonds or the Additional Bonds.

Section 7. (a) That the Board covenants and agrees to fix, levy, charge, and collect a uniform Library Use Fee from all students (excepting those exempt by the aforesaid Chapter 755, Acts of the 62nd Legislature) regularly enrolled in each New System Institution, respectively, at each regular fall and spring semester and at each term of each summer session, for the use and availability of all library facilities at each such New System Institution, respectively, in such amounts, without any limitation what-

soever, as will be at least sufficient at all times to provide, together with other Pledged Revenues, the money for making all deposits required to be made to the credit of the Interest and Sinking Fund and the Reserve Fund in connection with the Bonds and any Additional Bonds.

(b) That the Library Use Fee shall be fixed, levied, charged, and collected when and as required by this Section; and the Library Use Fee shall be increased if and when required by this Section, and may be decreased or abrogated, so long as all Pledged Revenues are sufficient to provide the money for making all deposits required to be made to the credit of the Interest and Sinking Fund and Reserve Fund in connection with the Bonds and any Additional Bonds. All changes in such Library Use Fee shall be made by resolution of the Board, but such procedure shall not constitute or be regarded as an amendment of this Resolution, but merely the carrying out of the provisions hereof.

Section 8. That the Bonds and any Additional Bonds, and the interest thereon, are and shall be secured by and payable from an irrevocable first lien on and pledge of the Pledged Revenues, and the Pledged Revenues are further pledged to the establishment and maintenance of the Interest and Sinking Fund and the Reserve Fund as provided in this Resolution.

Section 9. That there is hereby created and there shall be established on the books of the Board a separate account or accounts which individually or collectively shall be known as the "Revenue Fund". All collections of Pledged Revenues shall be credited to the Revenue Fund immediately upon receipt.

Section 10. That to pay the principal of and interest on all outstanding Bonds and any Additional Bonds, as the same come due, there is hereby created and there shall be established at an official depository of the Board (which must be a member of the Federal Deposit Insurance Corporation) a separate fund to be entitled the "General Tuition Revenue Bonds Interest and Sinking Fund" (herein called the "Interest and Sinking Fund").

Section 11. That there is hereby created and there shall be established at an official depository of the Board (which must be a member of the Federal Deposit Insurance Corporation) a separate fund to be entitled the "General Tuition Revenue Bonds Reserve Fund" (herein called the "Reserve Fund"). The Reserve Fund shall be used finally in retiring the last of the outstanding Bonds and Additional Bonds, or for paying principal of and interest on any outstanding Bonds and Additional Bonds, when and to the extent the amount in the Interest and Sinking Fund is insufficient for such purpose.

Section 12. (a) That money in any Fund established pursuant to this Resolution may, at the option of the Board, be placed in time deposits or invested in direct obligations of, or obligations the principal of and interest on which are guaranteed by, the United States of America, and evidences of indebtedness of the Federal Land Banks, Federal Intermediate Credit Banks, Banks for Cooperatives, Federal Home Loan Banks, or Federal National Mortgage Association; provided that all such deposits and investments shall be made in such manner that the money required to be expended from any Fund will be available at the proper time or times. Such investments shall be valued in terms of current market value as of the last day of February and August of each year. Interest and income derived from such deposits and investments shall be credited to the Fund from which the deposit or investment was made. Such investments shall be sold

promptly when necessary to prevent any default in connection with the Bonds or Additional Bonds.

(b) That money in all Funds created by this Resolution, to the extent not invested, shall be secured in the manner prescribed by law for securing funds of the Board, in principal amounts at all times not less than the amounts of money credited to such Funds, respectively.

Section 13. That the Board shall transfer from the Pledged Revenues in the Revenue Fund and deposit to the credit of the Interest and Sinking Fund the amounts, at the times, as follows:

(1) on or before March 25, 1972, and semi-annually on or before each September 25th and March 25th thereafter, an amount which will be sufficient, together with other monies, if any, then on hand therein and available for such purpose, to pay the interest scheduled to accrue and come due on the Bonds on the next succeeding interest payment date; and

(2) on or before March 25, 1972, an amount equal to the principal scheduled to mature and come due on the Bonds on April 1, 1972; and

(3) on or before September 25, 1972, and semi-annually on or before each March 25th and September 25th thereafter, an amount equal to one-half of the principal scheduled to mature and come due on the Bonds on the next succeeding principal maturity date.

Section 14. That on or before March 25, 1972, and semi-annually on or before each September 25th and March 25th thereafter, the Board shall transfer from the Pledged Revenues in the Revenue Fund and deposit to the credit of the Reserve Fund an amount equal to 1/10th of the average annual principal and interest requirements of the Bonds; provided, however, that when the money and investments in the Reserve Fund are at least equal in market value to the amount of the average annual principal and interest requirements of the Bonds, then such deposits may be discontinued, unless and until the Reserve Fund should be depleted to less than said amount in market value, in which case said deposits shall be resumed and continued until the Reserve Fund is restored to said amount; and so long as the Reserve Fund contains said amount, any surplus in the Reserve Fund over said amount may be used to retire any Bonds or Additional Bonds by purchase on the open market, at such price as shall be determined by the Board, or by call for redemption prior to maturity (provided that if any Bond or Additional Bond is subject to call for redemption prior to maturity on the next succeeding interest payment date, its purchase price shall not exceed the redemption price that would be applicable on such date), or such surplus may be used for any other lawful purpose, at the option of the Board.

Section 15. (a) That if on any occasion there shall not be sufficient Pledged Revenues to make the required deposits into the Interest and Sinking Fund and the Reserve Fund, then such deficiency shall be made up as soon as possible from the next available Pledged Revenues, or from any other sources available for such purpose.

(b) That immediately following each required semi-annual deposit from the Revenue Fund to the credit of the Inter-

12-02-71

est and Sinking Fund and the Reserve Fund, as required by this Resolution, or any resolution authorizing the issuance of Additional Bonds, all remaining surplus Pledged Revenues then on deposit to the credit of the Revenue Fund may be used by the Board for any lawful purpose. It is specifically covenanted and agreed, however, that none of the Pledged Revenues in the Revenue Fund (including especially the Pledged General Tuition) will be released from the control of the Board, deposited into the State Treasury of the State of Texas, or otherwise expended or disposed of, until after each such required semi-annual deposit from the Revenue Fund has been made to the credit of the Interest and Sinking Fund and the Reserve Fund.

Section 16. On or before the last day of March, 1972, and semi-annually on or before the last day of each September and of each March thereafter while any of the Bonds or Additional Bonds are outstanding and unpaid, the Board shall make available to the paying agents therefor, out of the Interest and Sinking Fund, and/or the Reserve Fund, if necessary, money sufficient to pay such interest on and such principal of the Bonds and Additional Bonds as will accrue or mature on the April 1st or October 1st immediately following. The paying agents shall totally destroy all paid Bonds and Additional Bonds, and the coupons appertaining thereto, and shall furnish the Board with an appropriate certificate of destruction.

Section 17. That at such times as the aggregate amount of money and investments in the Interest and Sinking Fund and the Reserve Fund are at least equal in market value to (1) the aggregate principal amount of all unpaid (unmatured and matured) outstanding Bonds and Additional Bonds, plus (2) the aggregate amount of all unpaid (unmatured and matured) outstanding interest coupons appertaining to such Bonds and Additional Bonds, no further deposits need be made into the Interest and Sinking Fund or Reserve Fund. In determining the amount of such Bonds and Additional Bonds, and interest coupons appertaining thereto, outstanding at any time, there shall be subtracted and excluded the amount of any such Bonds and Additional Bonds, and interest coupons appertaining thereto, which shall have been duly called for redemption and for which funds shall have been deposited with the paying agents therefor sufficient, including any required redemption premium, for such redemption.

Section 18. That the Bonds and any Additional Bonds, and the interest coupons appertaining thereto, will constitute special obligations of the Board payable solely from the Pledged Revenues, and the holders of the Bonds and Additional Bonds, and the coupons appertaining thereto, shall never have the right to demand payment out of funds raised or to be raised by taxation.

Section 19. That the Board shall have the right and power at any time and from time to time, and in one or more Series or issues, to authorize, issue, and deliver additional parity revenue bonds (herein called "Additional Bonds"), in any amounts, for any lawful purpose, and to refund any Bonds or Additional Bonds. Such Additional Bonds, if and when authorized, issued, and delivered in accordance with this Resolution, shall be secured and payable equally and ratably on a parity with the Bonds, and all other outstanding Additional Bonds, by an irrevocable first lien on and pledge of the Pledged Revenues.

Section 20. (a) The Interest and Sinking Fund and the Reserve Fund established by this Resolution shall secure and be

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used to pay all Additional Bonds as well as the Bonds. However, each resolution under which Additional Bonds are issued shall provide and require that, in addition to the amounts required by the provisions of this Resolution and the provisions of any other resolution or resolutions authorizing Additional Bonds to be deposited to the credit of the Interest and Sinking Fund, the Board shall transfer from the Pledged Revenues and deposit to the credit of the Interest and Sinking Fund at least such amounts as are required for the payment of all principal of and interest on said Additional Bonds then being issued, as the same comes due, and that the Board shall transfer from said Pledged Revenues and deposit to the credit of the Reserve Fund at least such amounts, in approximately equal semi-annual installments, as will, together with any other amounts already required to be deposited in the Reserve Fund in connection with the Bonds and any other outstanding Additional Bonds, be sufficient to cause the Reserve Fund to accumulate and contain within a period of not to exceed sixty months after the date of said Additional Bonds then being issued, a total amount of money and investments at least equal in market value to the average annual principal and interest requirements of all Bonds and Additional Bonds to be outstanding after the issuance of the then proposed Additional Bonds.

(b) The principal of all Additional Bonds must be scheduled to be paid or mature on April 1 of the years in which such principal is scheduled to be paid or mature; and all interest thereon must be payable on April 1 and October 1.

Section 21. Additional Bonds shall be issued only in accordance with this Resolution, but notwithstanding any provisions of this Resolution to the contrary, no installment, Series, or issue of Additional Bonds shall be issued or delivered unless:

(a) The senior financial officer of The University of Texas System signs a written certificate to the effect that the Board is not in default as to any covenant, condition, or obligation in connection with all outstanding Bonds and Additional Bonds, and the resolutions authorizing same, and that the Interest and Sinking Fund and the Reserve Fund each contains the amount then required to be therein.

(b) The State Auditor of the State of Texas, or a certified public accountant, signs a written certificate to the effect that, during either the next preceding University of Texas System fiscal year, or any twelve consecutive calendar month period ending not more than ninety days prior to the adoption of the resolution authorizing the issuance of the then proposed Additional Bonds, either the Pledged Revenues were, or the System Tuition was, at least equal to 1.25 times the average annual principal and interest requirements of all Bonds and Additional Bonds to be outstanding after the issuance of the then proposed Additional Bonds.

Section 22. The Board further covenants and agrees that:

(a) It will fix, impose, charge, and collect all Pledged General Tuition; and will faithfully perform at all times any and all covenants, undertakings, stipulations, and provisions contained in this Resolution and each resolution authorizing the issuance of Additional Bonds, and in each and every Bond and Additional Bond; that it will promptly pay or cause to be paid from the Pledged Revenues the principal of and interest on every Bond and Additional Bond, on the dates and in the places and manner

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prescribed in such resolutions and Bonds or Additional Bonds; and that it will, at the times and in the manner prescribed, deposit or cause to be deposited from the Pledged Revenues the amounts required to be deposited into the Interest and Sinking Fund and the Reserve Fund; and any holder of the Bonds or Additional Bonds may require the Board, its officials and employees, and any appropriate official of the State of Texas, to carry out, respect, or enforce the covenants and obligations of this Resolution or any resolution authorizing the issuance of Additional Bonds, by all legal and equitable means, including specifically, but without limitation, the use and filing of mandamus proceedings, in any court of competent jurisdiction, against the Board, its officials and employees, or any appropriate official of the State of Texas.

(b) It is duly authorized under the laws of the State of Texas to create and issue the Bonds; that all action on its part for the creation and issuance of the Bonds has been duly and effectively taken, and that the Bonds in the hands of the holders and owners thereof are and will be valid and enforceable special obligations of the Board in accordance with their terms.

(c) It lawfully owns and is lawfully possessed of the lands, buildings, and facilities constituting the Established System Institutions and has a good and indefeasible estate in such lands, buildings, and facilities in fee simple, that it warrants that it has, and will defend, the title to all the aforesaid lands, buildings, and facilities, and every part thereof, for the benefit of the holders and owners of the Bonds and Additional Bonds against the claims and demands of all persons whomsoever, that it is lawfully qualified to pledge the Pledged Revenues to the payment of the Bonds and Additional Bonds in the manner prescribed herein, and has lawfully exercised such rights.

(d) It will from time to time and before the same become delinquent pay and discharge all taxes, assessments, and governmental charges, if any, which shall be lawfully imposed upon it, or the campuses, buildings, and facilities of The University of Texas System, that it will pay all lawful claims for rents, royalties, labor, materials, and supplies which if unpaid might by law become a lien or charge thereon, the lien of which would be prior to or interfere with the liens hereof, so that the priority of the liens granted hereunder shall be fully preserved in the manner provided herein, and that it will not create or suffer to be created any mechanic's, laborer's, material-man's or other lien or charge which might or could be prior to the liens hereof, or do or suffer any matter or thing whereby the liens hereof might or could be impaired; provided, however, that no such tax, assessment, or charge, and that no such claims which might be used as the basis of a mechanic's, laborer's, material-man's or other lien or charge, shall be required to be paid so long as the validity of the same shall be contested in good faith by the Board.

(e) That it will continuously and efficiently operate and maintain in good condition, and at a reasonable cost, The University of Texas System and the facilities and services thereof, so long as any Bonds or Additional Bonds are outstanding.

(f) That while the Bonds or any Additional Bonds are outstanding and unpaid, the Board shall not additionally encumber the Pledged Revenues in any manner, except as permitted in this Resolution in connection with Additional Bonds, unless said encumbrance is made junior and subordinate in all respects to the liens, pledges, covenants, and agreements of this Resolution.

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(g) Proper books of record and account will be kept in which full, true, and correct entries will be made of all dealings, activities, and transactions relating to the Pledged Revenues, and all books, documents, and vouchers relating thereto shall at all reasonable times be made available for inspection upon request of any bond holder.

(h) That each year while any of the Bonds or Additional Bonds are outstanding, an audit will be made of its books and accounts relating to the Pledged Revenues by the State Auditor of the State of Texas, or any certified public accountant, such audit to be based on the fiscal year of The University of Texas System. As soon as practicable after the close of each such fiscal year, and when said audit has been completed and made available to the Board, a copy of such audit for the preceding fiscal year shall be mailed to all bondholders who shall so request in writing. Such annual audit reports shall be open to the inspection of the bondholders and their agents and representatives at all reasonable times.

(i) That the Board covenants that it will not permit to be deposited to the credit of any of the Funds created by this Resolution, or applied to the payment of the principal of or interest on the Bonds or any Additional Bonds, any proceeds from any grant, subsidy, donation, or income received from the United States Government, whether pursuant to agreement or otherwise, if such deposit or application would result in interest payable on the Bonds or Additional Bonds being includable in whole or in part in gross income for Federal income tax purposes.

(j) That the Board covenants that it will comply with all of the terms and conditions of any and all grant or subsidy agreements applicable to the Bonds or Additional Bonds entered into between the Board and any governmental agency in connection with any grant or debt service subsidy; and the Board will take all action necessary to enforce said terms and conditions.

(k) That the Board hereby covenants that the proceeds from the sale of said Bonds will be used as soon as practicable for the purpose for which said Bonds are issued; that such proceeds will not be invested in any securities or obligations except for the temporary period pending such use; and that such proceeds will not be used directly or indirectly so as to cause all or any part of the bonds to be or become "arbitrage bonds" within the meaning of Section 103(d) of the Internal Revenue Code of 1954, as amended, or any regulations or rulings prescribed or made pursuant thereto.

Section 23. That the Chairman of the Board is hereby authorized to have control of the Bonds and all necessary records and proceedings pertaining to the Bonds pending their delivery and their investigation, examination, and approval by the Attorney General of the State of Texas, and their registration by the Comptroller of Public Accounts of the State of Texas. Upon registration of the bonds, said Comptroller of Public Accounts (or a deputy designated in writing to act for said Comptroller) shall manually sign the Comptroller's Registration Certificate printed and endorsed on each of the Bonds, and the seal of said Comptroller shall be impressed, or placed in facsimile, on each of the Bonds.

Section 24. That it is hereby officially found and determined: that a case of emergency or urgent public necessity exists which requires the holding of the meeting at which this

Resolution is adopted, such emergency or urgent public necessity being that the proceeds from the sale of said Bonds are required as soon as possible and without delay for necessary and urgently needed public improvements; and that said meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Vernon's Ann. Civ. St. Article 6252-17.

Section 25. That said Bonds are hereby sold and shall be delivered to a Syndicate headed by WHITE, WELD & CO.
AND ASSOCIATES, for cash for the par value thereof and accrued interest thereon to date of delivery, plus a premium of \$ 4,118.35.

RECESS. --Before recessing the meeting, Vice-Chairman Ikard reminded the other Regents that at 2:30 p. m. at the Joe C. Thompson Conference Center President Bryce Jordan of The University of Texas at Dallas, President B. H. Amstead of The University of Texas of the Permian Basin and President Arleigh Templeton of The University of Texas at San Antonio (the presidents of the three new general academic institutions) would outline for the Program Development Committee (PDC) of the Coordinating Board, Texas College and University System the plans for those new schools. He indicated that the meeting at 2:30 p. m. would be an information discussion only and that the material presented would be the same as that presented to the Regents at their meeting on October 22, 1971.

Then the Board of Regents was duly recessed at 12:20 p. m. to reconvene promptly after the Standing Committees and the Committee of the Whole completed their meetings on December 3, 1971.

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9:00 A. M., FRIDAY, DECEMBER 3, 1971. --Regent Erwin called the Board of Regents to order at 9:00 a. m. on Friday, December 3, 1971, with all Regents in attendance except Chairman Peace and Vice-Chairman Ikard. Regent Erwin reported that Chairman Peace was ill and that Vice-Chairman Ikard had to leave the meeting because of an important engagement and had asked him to preside.

The Chair then recessed the meeting in order that the Standing Committees and the Committee of the Whole could complete their business.

2:00 P. M., FRIDAY, DECEMBER 3, 1971. --Following the meetings of the Standing Committees and the Committee of the Whole, the Board of Regents reconvened at 2:00 p. m. on Friday, December 3, 1971, in Room 212, Main Building, The University of Texas at Austin to receive the reports of the Committees. Acting Chairman Erwin and Regents Garrett, Kilgore, McNeese and Williams were in attendance to receive the reports.

Acting Chairman Erwin called the meeting to order.

REPORTS OF STANDING COMMITTEES

The meetings of the Standing Committees were conducted in open session, and the reports thereof are set out below:

REPORT OF EXECUTIVE COMMITTEE. --The Executive Committee did not meet since there were no items referred to that Committee for consideration at this meeting.

REPORT OF THE ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE (Pages 16-23). --Committee Chairman Kilgore reported that all actions of the Academic and Developmental Affairs Committee other than the exceptions to the Chancellor's Docket No. 52 were conducted in open session.

1. U. T. System - Chancellor's Docket No. 52: Deletion of Outside Employment. --The exceptions to the Chancellor's Docket No. 52 were referred to the Committee of the Whole and were approved with the exception of those items relating to outside employment. All items relating to outside employment (Items 1-43 on Pages M-16 and into M-21) were postponed until the next meeting of the Board of Regents at which time a System-wide policy relating to outside employment will be considered. Chancellor's Docket No. 52 as amended (Attachment No. 1) is attached following Page 71 and made a part of these Minutes.

Committee Chairman Kilgore filed with the Secretary the remainder of the report of the Academic and Developmental Affairs Committee which is set out below and which report was adopted by unanimous vote:

2. U. T. Austin: Enrollment Control Procedures for 1972-73. -- Pursuant to the resolution adopted by the Board of Regents on October 23, 1970, with respect to an enrollment control plan for all general academic institutions of The University of Texas System, System Administration presented the following procedures for enrollment control for 1972-73 at The University of Texas at Austin. These procedures were approved:
 - a. For new freshmen and for new lower-division transfer students the present enrollment control procedures as adopted by the Board of Regents on October 23 and December 4, 1970, will be in effect for 1972-73.
 - b. For new upper-division transfer students the procedures listed below for controlling enrollment of upper-division transfer students will apply for the academic year 1972-73:
 - (1) For the fall semester, a quota of 3,900, a figure approximately 500 above the number of upper-division transfers in 1971-72, will be in effect. Applicants admitted under this quota may begin in the 1972 Summer Session if they choose to do so.

- (2) Application periods, with specified deadlines, for both fall and spring semesters will apply. All students applying during the application period for the fall semester will be considered for admission under the 3,900 quota and in accordance with the procedures described under Item (3) below. Applications received after this priority period will be considered under the same procedures if positions remain available within the 3,900 quota. A deadline for acceptance of the admissions offer will be set with the requirement that a tuition deposit be made with acceptance of the offer of admission.
 - (3) For the fall semester, preference will be given to Texas residents who are transferring from junior colleges (and from senior colleges for those students transferring into professional degree programs at U. T. Austin) who meet current admission requirements. If necessary, random selection will be used to determine admission of other applicants who meet current admission requirements.
- c. It was further ordered to extend initially offers of acceptance to 110% of the established quota in each category described above if applications exceed the quota in any category.

Attention was directed by Committee Chairman Kilgore to the following two informational reports of President Spurr presented in the Material Supporting the Agenda:

- a. "In view of the continuing concern about the inadequacies of the use of admission standards for freshmen based solely on SAT scores and high school rankings, President Spurr has appointed a committee to develop ways and means of identifying and evaluating students for admission based on other criteria which would predict the ability of students to do creditable college-level work. He does not agree with the faculty recommendation that a subquota be established within the 5,500 over-all quota for such students. Dr. Spurr hopes to develop a proposal for dealing with this issue for later submission to the Board of Regents.
- b. "President Spurr proposes to use two existing programs, 'Project Info' and 'From Campus to Counselor,' to increase the visitation and information programs to inform high school students, teachers, and counselors about U. T. Austin. These programs will be carried out in compliance with the restrictions against recruitment contained in the Board policy on admissions in Section 6, Chapter I, Part Two, of the Rules and Regulations."

3. U. T. Austin, U. T. El Paso, U. T. Arlington and U. T. Dallas: Ratification of Resolution with Respect to Minimum Standard Teaching Load Requirements (S. B. No. 11 as Amended by S. B. No. 7, First Called Session, 62nd Legislature, State of Texas, 1971, Article IV, Section 42a). --Senate Bill No. 11 as amended by Senate Bill No. 7, First Called Session, 62nd Legislature, State of Texas, 1971, Article IV, Section 42a, provides that:

Within thirty days following the close of registration for each fall and spring semester, the General Academic Institutions are required to file with their respective governing boards a teaching load report that will include for each teacher evidence to show compliance with minimum standard teaching load requirements. . . .

In compliance therewith, the following resolution was adopted on October 22, 1971. However, this resolution was not on the agenda and it was resubmitted and ratified at this meeting:

WHEREAS, The Legislature has plainly indicated its concern at appropriation levels for faculties, size of classes, outside employment and income, and minimum teaching workloads;

WHEREAS, The Board of Regents is required by law to establish "minimum standard teaching load requirements" in the general academic institutions of the U. T. System, and

WHEREAS, The administrations of the U. T. System and the institutions have been directed by the Board to prepare such standards in consultation with the faculties for recommendation to the Board:

NOW, THEREFORE, BE IT RESOLVED, That the Board of Regents solicits the cooperation of the faculties in increasing teaching workloads where appropriate and necessary, and

BE IT FURTHER RESOLVED, That the Board of Regents proposes to meet its legal requirements at its December 3 meeting to be applied to the spring semester and that the institutional heads be requested to communicate this resolution to all faculty members at their institutions.

4. U. T. Austin, U. T. El Paso, U. T. Arlington and U. T. Dallas: Minimum Standard Teaching Load Requirements (S. B. No. 11 as Amended by S. B. No. 7, First Called Session, 62nd Legislature, State of Texas, 1971, Article IV, Section 42a). --Pursuant to the resolution set out above and adopted by the Board of Regents at its meeting on October 22, 1971, with respect to minimum standard teaching load requirements at The University of Texas at Austin, The University of Texas at El Paso, The University of Texas at Arlington and The University of Texas at Dallas, the Administration proposed minimum standard teaching load requirements for the general academic institutions of The University of Texas System which are contained in the document on Page 19. This document was approved to be effective with the 1972 spring semester.

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MINIMUM STANDARD TEACHING LOAD REQUIREMENTS
GENERAL ACADEMIC INSTITUTIONS
THE UNIVERSITY OF TEXAS SYSTEM

- I. In compliance with the requirements of the Appropriations Bill of the 62nd Texas State Legislature, each general academic institution in The University of Texas System shall file with the Chancellor a teaching load report within 30 days after the close of registration for the fall and spring semesters to show compliance of each teacher with the minimum standard teaching load requirements set forth below. The Chancellor shall file these reports with the Board of Regents and the Secretary to the Board, and copies will be made available for public inspection in the Office of the Chancellor.
- II. The basic faculty workload unit shall be the three-hour undergraduate course with an enrollment of at least ten students. The minimum faculty workload for the general academic institutions in The University of Texas System shall be four courses.
- III. Course credit may be given for other teaching and teaching-related activities, and courses may be waived by the President for academic administrative assignments as set forth under V below. All faculty members shall teach at least two organized courses, except in those departments, schools, or colleges where teaching is traditionally and appropriately by individual instruction or as courses are waived for academic administrative assignments.
- IV. The calculation of faculty workloads will be made as follows:
 - A. For a faculty member who has less than a full-time appointment or who is budgeted for less than 100% of his salary from "Teaching Salaries," the minimum workload will be reduced proportionately.
 - B. Fractions of course credits may be combined to arrive at a total workload.
 - C. In the case of courses with regular scheduled classroom contact less than or more than the three hours of the standard course, credit will be calculated on the basis of the number of classroom contact hours met by the instructor, and counted as three regular scheduled contact hours equivalent to one course. In those cases where laboratory or discussion or review sessions are regularly scheduled in addition to the classroom contact hours for a particular course, and are met by the same instructor, not more than one course credit shall be given for these additional contact hours.

- D. In the case of large undergraduate classes, extra course credit will be given as follows:
1. Classes containing more than 100 students and less than 300 students will be counted as one and one-half courses.
 2. Classes containing 300 students or more will be counted as two courses.
- E. An organized three-hour graduate class with an enrollment of five to 59 students will be the equivalent of one and one-half courses, so that two such graduate courses will be the equivalent of three standard undergraduate courses. An organized three-hour graduate class with an enrollment of 60 or more students will count as two courses.
- F. In order for course credit to be given for teaching a small class (undergraduate enrollment of less than ten or graduate enrollment of less than five), the offering of the class must be approved by the President, provided, however, that no graduate class of less than five students will receive more than one course credit.
- G. Ten undergraduate students enrolled in individual instruction courses carrying three semester hours credit will be the equivalent of one course.
- H. Five graduate students enrolled in individual instruction courses (exclusive of thesis or dissertation courses) carrying three semester hours credit will be the equivalent of one course.
- I. For applied music instruction, 4.5 registered students shall be the equivalent of one standard course.
- J. For student-teacher supervision, 4.5 students will be the equivalent of one standard course.
- K. Where classes are conducted by organized group instruction, such as in architecture, art, and drama, 4.5 contact hours per week of such instruction will be the equivalent of one course.
- L. A faculty member engaged in graduate student supervision may receive course credit for up to but not more than two courses as follows:
1. Chairmanship of three doctoral student committees for registered students shall be the equivalent of one course (maximum three years).
 2. Chairmanship of five masters student committees for registered students shall be the equivalent of one course (maximum two years).
 3. Membership in ten graduate student supervising committees for registered graduate students shall be equivalent to one course (maximum three years for doctoral students, two years for masters students).

Graduate students must be registered in appropriate thesis and dissertation courses in order for credit to be counted in computing faculty workload. Supervisors may not receive credit both under this item and under individual instruction courses for the same student.

- M. For any course taught jointly by more than one teacher or to which more than one teacher is assigned or claiming credit, the course value of the class will be calculated in accordance with the foregoing sections and will be distributed among the faculty members involved.
 - N. When two courses are combined under one faculty member or he schedules two courses to meet together, he may not receive credit for more than one of the courses.
 - O. Courses regularly taught by teaching assistants, assistant instructors, lecturers, or visiting faculty members may not be assigned to other faculty members for the purpose of computing workloads.
- V. For academic administration and formally assigned duties in undergraduate and graduate student advising, courses may be waived as follows:
- A. Two or three courses may be waived for a departmental chairman as determined by the President of the institution.
 - B. No more than three courses may be waived for formal assignment as an undergraduate or graduate advisor, or as a coordinator of large multi-sectioned courses, as determined by the President of the institution.
 - C. An appropriate part of the minimum faculty workload may be waived by the President of the institution for a Special Faculty Assignment clearly related to the teaching function of the institution.
 - D. The President of the institution may waive one or two courses for new faculty members for the first academic year of employment to permit them to develop courses and establish academic programs.
 - E. For major university committees designated by the President, the President may waive one-half course for chairmanship, but not more than one course for any one individual.
- VI. Deans and department chairmen shall construct teaching schedules in conformance with minimum workload standards. In cases in which a faculty member's teaching load does not develop as projected, such as when a small class is cancelled, the President of the institution may assign other duties as recommended by the departmental chairman and Dean.

VII. Based on experience with the use of these workload standards, each institutional head may recommend modifications to the Chancellor.

VIII. In filing reports on individual compliance with these standards, the institutional head may explain why, in his judgment, particular individuals are carrying a full teaching load despite the fact that they do not meet the standards set forth above.

5. U. T. Dallas, San Antonio Medical School, Galveston Medical Branch and Public Health School: Dual Positions Pursuant to Article 6252-9a, Vernon's Texas Civil Statutes. --With respect to the individuals of The University of Texas at Dallas, The University of Texas Medical School at San Antonio, The University of Texas Medical Branch at Galveston and The University of Texas School of Public Health at Houston, the following resolution was adopted in connection with the service of each individual on each of the state or federal boards opposite his name. This resolution is pursuant to Article 6252-9a, Vernon's Texas Civil Statutes:

WHEREAS, (the name of the individual) has an opportunity to serve as (the capacity in which he is serving on a state or federal board or commission):

NOW, THEREFORE, BE IT RESOLVED by the Board of Regents of The University of Texas System, acting pursuant to delegated legislative authority:

- a. That the said (the name of the individual) be and he is hereby authorized by the Board of Regents to serve as (the capacity in which he is serving on a state or federal board or commission) until he no longer has an opportunity to do so or until this direction and requirement is amended or revoked by the Board of Regents;
- b. That the said (the name of the individual) be and he is hereby authorized by the Board of Regents to serve as (the capacity in which he is serving on a state or federal board or commission) in addition to all other duties that have been or may hereafter be assigned or required of him by the Board of Regents;
- c. That the Board of Regents finds that (the name of the individual)'s service as (the capacity in which he is serving on a state or federal board or commission) is not in conflict with his employment by The University of Texas System;
- d. That the Board of Regents finds that (the name of the individual)'s service as (the capacity in which he is serving on a state or federal board or commission) is and will continue to be of benefit and advantage to The University of Texas System and the State of Texas.

NAME	CLASSIFICATION	BOARD OR COMMISSION AND COMPENSATION
<u>The University of Texas at Dallas</u>		
Francis S. Johnson	Executive Director Center for Advanced Studies	Member - National Advisory Committee on the Oceans and Atmosphere Compensation - \$100 per day.
Royston C. Clowes, Ph.D.	Professor and Head, Depart- ment of Biology	Member - Microbial Chemistry Study Section, National Institutes of Health. Compensation - Transpor- tation plus \$25 per diem subsistence plus \$100 per day.
Claud S. Rupert, Ph.D.	Professor, Department of Biology	Member - Advanced Science Cluster Advisory Committee for Higher Sciences at Skyline Center (Dallas Independent School District). Compensation - None

The University of Texas
Medical School at San Antonio

Alexis Shelokov, M.D.	Professor and Chairman, Department of Microbiology	Member - Board of Scientific Counselors of the National Insti- tute of Dental Research, National Institutes of Health. Compensation - \$100 per day honorarium, plus \$25 per day subsistence.
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The University of Texas
Medical Branch at Galveston

Willard F. Verwey, M.D.	Professor and Chairman, De- partment of Microbiology	Member - Commission on Immunization, Armed Forces Epidemio- logical Board, De- partment of the Army. Compensation - per diem only, amount not known.
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The University of Texas
School of Public Health at Houston

Leslie A. Chambers, Ph.D.	Professor, Department of Environmental Health	Coordinating Represen- tative for the Public Health Profession - Technical Advisory Committee to the Texas Air Control Board. Compensation - expenses only.
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REPORT OF BUILDINGS AND GROUNDS COMMITTEE (Pages 24-33). -- Committee Chairman Erwin presented the following report of the Buildings and Grounds Committee. The report was adopted and the actions therein were ratified by unanimous vote:

1. U. T. System: Increase in Estimated Total Cost of the System Administration Office Building. -- System Administration reported that in the process of developing final plans for the System Administration Office Building, it had been determined that considerable savings in mechanical costs could be effected with equal or better results by providing an enlarged chiller in the mechanical room at an estimated cost of \$175,000 and by relocating the self-contained existing chillers in O. Henry Hall and Claudia Taylor Johnson Hall wherever such units are in demand in the System. This enlarged chiller would supply chilled water to each of the buildings in the Claudia Taylor Johnson Complex (Claudia Taylor Johnson Hall, O. Henry Hall and the System Administration Office Building). It was further reported that assignment of office space within the 63,000 square feet for this purpose in this building had been completed and that the estimated cost to cover movable furniture and furnishings is \$200,000.

In order to provide for a centralized chilling plant for the Claudia Taylor Johnson Complex and for completing the interior furnishings for the System Administration Office Building, approval was given to increase the estimated total project cost to \$3,575,000.

2. U. T. Austin: Approval of Easement to City of Austin for Underground Sanitary Sewer Tunnel. -- An easement was granted to the City of Austin for a portion of a major cross town sanitary sewer tunnel that will be under premises owned by the Board of Regents of The University of Texas System for The University of Texas at Austin. The easement is conditioned on the fact that said sewer will be constructed in a tunnel and that neither the surface nor the improvements will be disturbed by such tunnel construction. The tunnel will be \pm 75 feet underground and will be 35.66 feet in width in part, and 22.36 feet in width in part, across Lot 9 in Block 4 of Moore Subdivision (north of 27th Street between Speedway and San Jacinto). The Chairman of the Board of Regents was authorized to execute this easement after it has been approved as to content by Deputy Chancellor Walker and as to form by a University attorney.
3. U. T. Austin: Award of Contract to Roofco, Inc., Waco, Texas, for Roof Repair of Applied Research Laboratory Building at Balcones Research Center and Appropriation Therefor. -- For the roof repair of the Applied Research Laboratory Building at Balcones Research Center at The University of Texas at Austin, comprised of 111,568 gross square feet, a contract was awarded to Roofco, Inc., Waco, Texas, low bidder, in the amount of \$143,832.

An appropriation in the amount of \$150,000 was authorized from Available University Fund to cover this contract award, Architect's fees thereon and miscellaneous expenses.

4. U. T. Austin - Port Aransas Marine Institute: Approval of Right-of-Way Easement to County of Nueces, Texas, and Appointment of Committee to Approve Metes and Bounds. -- Approval was given to grant a right-of-way easement of 70 feet in part and 80 feet in part across property owned by The University of Texas at Austin - The University of Texas Marine Science Institute at Port Aransas to the County of Nueces in order to construct a new roadway. This will be an extension of Cotter Avenue and also an easement of 40 feet to connect Tarrant Drive with Cotter Avenue, and the cost of constructing the new roadway is to be paid by the County of Nueces.

In order to approve the metes and bounds when they have been furnished by the County of Nueces, a Committee (consisting of Director Kristoferson, Deputy Chancellor Walker, Committee Chairman Erwin and Chairman Peace) was appointed. The Chairman of the Board of Regents was authorized to execute all documents when they have been approved as to content by Deputy Chancellor Walker and as to form by a University attorney.

5. U. T. Austin - Port Aransas Marine Institute: Appointment of Committee to Award Contract for Addition to Research Facilities and Headquarters Building, Physical Plant Building and Housing. -- Deputy Chancellor Walker reported that bids, in accordance with authorization given by the Regents on October 22, 1971 were called for on the Addition to Research Facilities and Headquarters Building, Physical Plant Building and Housing at The University of Texas at Austin - The University of Texas Marine Science Institute at Port Aransas to be received on November 30, 1971. However, the Project Architects, McCord and Lorenz, reported to the administration that numerous telephone calls from prospective bidders pointed out the problems of bidding on a project of this size immediately after the long Thanksgiving weekend. The administration, knowing of the possibility of receiving fewer bids and higher bids if the bid opening were not postponed, postponed the opening until December 7, 1971.

Following this report, approval was given to appoint a Committee to award a contract for this project within the estimated cost of \$3,000,000 so that the award could be made before the next meeting of the Board. Administrative Services Officer Thompson, President Spurr, Director Kristoferson, Deputy Chancellor Walker, Committee Chairman Erwin and Chairman Peace were appointed to this Committee.

6. U. T. Austin - McDonald Observatory: Report of Special Committee to Consider Housing Development and Recommendations Deferred. -- Deputy Chancellor Walker reported that the Special Committee (composed of Deputy Chancellor Walker, Assistant Deputy Chancellor Landrum and Director Kristoferson) to make an on-site inspection of the need for housing units to be constructed at the foot of Mt. Locke to house scientific personnel and technical staff at The University of Texas at Austin - The University of Texas McDonald Observatory at Mt. Locke had not had an opportunity to go to the McDonald Observatory. Hence, the report of this Special Committee was deferred until the February 1972 meeting

7. U. T. Arlington: Modifications to Central Heating and Cooling Plant Condenser Water System and Appropriation Therefor. --
The following resolution was adopted:

WHEREAS, In accordance with authorization given by the Board of Regents at the meeting held on July 30, 1971, the additional 1,000 ton absorption machine has been installed at The University of Texas at Arlington and has been in continuous operation to correct the cooling deficiency;

WHEREAS, Modifications recognized as necessary to the original condenser water system were not done concurrently because of the impracticality of extended shut-down during the peak cooling season, and

WHEREAS, These required modifications to the condenser cooling water system are best done during the winter and include providing a common cooling tower sump, installing larger pumps, and improving piping connections both above and below ground at an estimated total project cost of \$45,000, which includes a substantial contingency for unknown underground conditions associated with the work:

BE IT RESOLVED, That a total appropriation of \$45,000 be made from Unappropriated Proceeds - U. T. Arlington Combined Fee Revenue Bonds, Series 1971, to cover these costs and miscellaneous expenses, and

BE IT FURTHER RESOLVED, That these modifications be made by the U. T. Arlington Physical Plant Staff at the earliest practicable time.

8. U. T. Arlington: Approval of Preliminary Plans and Outline Specifications for Fine Arts Building and Remodeling of Existing Theater and Additional Appropriation. --Approval was given to the preliminary plans and outline specifications for a Fine Arts Building and for remodeling the existing Theater Building at The University of Texas at Arlington. These plans had been prepared and were presented by the Associated Architects, Parker-Croston Associates, Fort Worth, Texas, and Paul C. Wharton, Arlington, Texas. They cover a building of approximately 200,000 gross square feet at an estimated total project cost of \$6,500,000. The Architects were authorized to prepare final plans and specifications for this project to be presented to the Board of Regents for approval at a later meeting.

An additional appropriation of \$227,500 was authorized from Unallocated Proceeds of Combined Fee Revenue Bonds, Series 1971, to cover miscellaneous expenses and professional fees through the preparation of final plans and specifications. Previously, \$65,000 has been appropriated from the same source making a total appropriation as of this date of \$292,500.

9. U. T. Arlington: Approval of Easement to Texas Electric Service Company to Supply Underground Electrical Service to Swift School. --In order to supply underground electrical service to the Swift School remodeling project now in progress on the campus of The University of Texas at Arlington, approval was given to grant a ten-foot easement to Texas Electric Service Company under a 4.86 acre tract of land out of the Owen Medlin Survey, Abstract No. 1043, Tarrant County, Texas. The Chairman of the Board of Regents was authorized to execute such an easement when it has been approved as to content by Deputy Chancellor Walker and as to form by a University attorney.
10. U. T. Dallas, U. T. San Antonio and U. T. Permian Basin: Central Energy Plants - Authorization for Design of Three Facilities for Steam and Chilled Water, Appointment of B. Segall Design Engineer and Appropriation for Engineer's Fees and Miscellaneous Expenses. -- In accordance with previous authorization given by the Board of Regents on June 4, 1971, it was noted that design criteria and specifications are in the process of being developed for the securing of bid proposals from qualified companies in the field of commercial energy to provide steam and chilled water services to The University of Texas at Dallas, The University of Texas at San Antonio and The University of Texas of the Permian Basin. This contemplated program proposes that each successful bidder will construct the building, install the equipment and operate the facility under a service agreement with the component institution of The University of Texas System.

The firm of B. Segall, Austin, Texas, was appointed Design Engineer with authorization to proceed with the preparation of final plans and specifications to be presented to the Board of Regents at a future meeting. For the design of a central utility plant with specific site adaptations for each campus, Director Kristoferson was authorized to negotiate with the appointed engineering firm for professional services at a rate not to exceed 6%.

An appropriation of \$270,000 was made as an advance from Permanent University Fund Bond proceeds to cover Engineer's fees and miscellaneous expenses.

It was pointed out that for each of the three new campuses, general needs and detailed requirements have indicated similar design criteria and each campus has predictable expansion contemplated in the near future. For this reason, it is believed that certain economies can be effected by providing one engineering design solution for a central utility plant with specific adaptations for a different site location at other campuses.

11. U. T. Dallas: Change in Name and Approval of Inscription on Plaque for Lloyd V. Berkner Hall (Formerly Called Lloyd V. Berkner Science Teaching Building). --By unanimous consent, the name of the Lloyd V. Berkner Science Teaching Building at The University of Texas at Dallas was changed to the Lloyd V. Berkner Hall.

For the inscription on the plaque to be placed on the Lloyd V. Berkner Hall, the following was approved. This inscription follows the standard pattern approved by the Board of Regents at their meeting on October 1, 1966:

LLOYD V. BERKNER HALL
1971

BOARD OF REGENTS

John Peace, Chairman	Charles A. LeMaistre, M.D., Chancellor, The University of Texas System
Frank N. Ikard, Vice-Chairman	Bryce Jordan, President, The University of Texas at Dallas
Frank C. Erwin, Jr.	
Jenkins Garrett	
Mrs. Lyndon B. Johnson	
Joe M. Kilgore	Harwood K. Smith and Partners, Project Architect
A. G. McNeese, Jr.	O'Rourke Construction Company, Contractor
Joe T. Nelson	
Dan C. Williams	

12. Dallas Medical School: Appointment of Committee to Award Contracts for Two Electron Microscopes. --In accordance with authorization granted by the Board of Regents at their meeting held on October 22, 1971, bids were called for on two Electron Microscopes for the Basic Science Teaching Unit under construction at The University of Texas Southwestern Medical School at Dallas. Prospective bidders informed the Office of Facilities Planning and Construction that insufficient time was allowed for the preparation of bids in view of the Thanksgiving holidays and the bid opening was subsequently postponed until December 7, 1971. Approval was granted to appoint a Committee (consisting of Dean Sprague, Director Kristoferson, Deputy Chancellor Walker, Committee Chairman Erwin and Chairman Peace) to award contracts for the two microscopes subject to approval of the award by the federal granting agency. Funds to cover this contract award are available in the Allotment Account for this project.
13. Dallas Medical School: Approval of Final Plans and Specifications for Phase I of Redesign of Air Conditioning System in Hoblitzelle Building and Authorization to Office of Facilities Planning and Construction to Advertise for Bids. --Approval was given to the final plans and specifications prepared by the firm of Gaynor and Sirmen, Inc., Engineers (authorized on September 8, 1971) for Phase I of the Redesign of the Air Conditioning System in the Hoblitzelle Building at The University of Texas Southwestern Medical School at Dallas. It was noted that the final plans and specifications are designed for phased construction in order that the building remain fully occupied and that research activity be conducted without disruption. Phase I of the plans for the redesign of the air conditioning system is estimated at a cost of \$175,000. The Office of Facilities Planning and Construction was authorized to advertise for bids to be brought back to the Board of Regents at a later meeting.

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14. Dallas Medical School: Award of Special Project Grant No. 3-DO8-ME-00026-0352, Authorization to Proceed with Final Plans and Specifications for a Limited Part of Remodeling of Cary Building and Authorization to Office of Facilities Planning and Construction to Advertise for Bids. --The following resolution was adopted:

WHEREAS, At the Regents' meeting on June 4, 1971, approval was given to the preliminary plans and outline specifications prepared by the Project Architect, Harper and Kemp of Dallas, Texas, for the Remodeling of the Cary Building at The University of Texas Southwestern Medical School at Dallas;

WHEREAS, Authorization was withheld for proceeding with the preparation of final plans and outline specifications pending clarification of grant funding, and

WHEREAS, Notification has been received from the Department of Health, Education and Welfare that a Special Project Grant No. 3-DO8-ME-00026-0352 has been approved and under the Health Professions Educational Improvement Program will provide funds totalling \$300,000 for construction purposes during Fiscal 1972 and Fiscal 1973. This will permit a limited remodeling of approximately 6,800 square feet of the total 55,437 gross square feet to be remodeled in the southwest quadrant of Cary Building as a first phase of the total remodeling project at an estimated cost of \$2,100,000;

BE IT RESOLVED, That authorization be given to proceed with the preparation of final plans and specifications for the area of 6,800 square feet at an estimated total project cost of \$370,000, and

BE IT FURTHER RESOLVED, That authorization be given to the Office of Facilities Planning and Construction to advertise for bids after appropriate reviews and granting agency clearances are obtained to be presented to the Board of Regents for consideration at a later date.

15. Dallas Medical School: Authorization for Landscape-Recreation Development, Appointment of the Firm of R. B. Myrick Associates, Landscape Architect, to Prepare Preliminary Plans and Specifications and Appropriation of Funds Therefor. --In conjunction with but not included in the Phase I Building Program (Fred F. Florence Memorial Library and Biomedical Information Center, Basic Sciences Teaching Unit and Four Lecture Rooms, Academic and Administration Building, and Auditorium and Cafeteria) and in accordance with the approved campus development plan, authorization was given for the preparation of preliminary plans and specifications for landscape development and recreational facilities at The University of Texas Southwestern Medical School at Dallas.

The firm of R. B. Myrick Associates, Dallas, Texas, was appointed Landscape Architect for this project which is outside

the boundaries of present construction projects and includes parking lot landscape treatment, enhancement of campus boundaries and entrances, and recreational facilities, including jogging trail, handball courts and tennis courts. It was noted that the total project cost is estimated to be \$125,000 which includes construction, fees and services; project funds are allotted in Dallas Medical School accounts.

For professional services and miscellaneous expenses through the preliminary design stage, an appropriation of \$2,000 was authorized from Dallas Medical School Account No. 957-205 - Landscape and Recreational Projects.

16. Dallas Medical School: Authorization for Building to House North Texas Regional Computer Center (Also for Use of U. T. Arlington and U. T. Dallas), Selection of Site, Appointment of Fisher and Spillman, Architects, Inc., Architect, and Appropriation for Architect's Fees. --Contingent upon the approval of the establishment of a North Texas Regional Computer Center for The University of Texas at Arlington, The University of Texas at Dallas and The University of Texas Southwestern Medical School at Dallas (Page 69), approval was given for a building to house this center to be located on the campus of the Dallas Medical School.

It was also ordered:

- a. That this building be in the northwest corner of the Dallas Medical School campus adjacent to Medical Center Drive.
 - b. That the firm of Fisher and Spillman, Architects, Inc., Dallas, Texas, be appointed Project Architect with authorization to prepare final plans and specifications for a building of approximately 10,000 square feet at an estimated total project cost of \$325,000.
 - c. That \$18,000 be appropriated from Permanent University Fund Bond proceeds to cover Architect's fees and miscellaneous expenses.
17. U. T. San Antonio: Ratification of Award of Contract to H. B. Zachry Company for Division I of Phase I of Site Work and Utilities Development and Appropriation Therefor. --The award of a contract for site work and utilities development in Division I of Phase I at The University of Texas at San Antonio to the low bidder, H. B. Zachry, San Antonio, Texas, was ratified. The Special Committee (consisting of President Templeton, Director Kristoferson, Deputy Chancellor Walker, Committee Chairman Erwin and Chairman Peace) in accordance with authorization given by the Board of Regents at their

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meeting of October 22, 1971, had awarded the contract as follows:

H. B. Zachry Company San Antonio, Texas Base Bid	\$ 1,433,715
Add Alternate No. 1 (Crush and stockpile rock from the excavation instead of removing it from UTSA property)	<u>54,000</u>
Total Contract Award	<u>\$ 1,487,715</u>

The total of this contract award is within the total estimated project cost of \$2,100,000.

To cover this contract award, Architect's fees and miscellaneous expenses, an appropriation of \$1,610,000 was made as an advance from Permanent University Fund Bond proceeds to be repaid from the proceeds of Tuition Revenue Bonds allocated to this project.

18. San Antonio Medical School: Right-of-Way Easement to the City of San Antonio, Texas, for Widening of Babcock Road. --Approval was given to grant a right-of-way easement to the City of San Antonio, Texas, for the purpose of widening and improving Babcock Road with authorization to the Chairman of the Board of Regents to execute the document when it has been approved by Deputy Chancellor Walker as to content and by a University attorney as to form. This easement is 25 feet in width, a distance of 1061+ feet, from Louis Pasteur Drive to Merton Minter Boulevard which is the southern boundary of the campus of The University of Texas Medical School at San Antonio.
19. Galveston Medical Branch: Renovation of Ave Maria Hall, Appointment of Louis Oliver, Galveston, Texas, as Project Architect and Appropriation for Architect's Fees. --Louis Oliver of Galveston, Texas, was appointed as Project Architect to initially inspect and to prepare a feasibility study and cost estimate on the renovation of Ave Maria Hall to be used for the School of Allied Health Sciences, Family Medicine Program and offices for associated activities at The University of Texas Medical Branch at Galveston. The acquisition of Ave Maria Hall, located at 728 Market Street, Galveston, Texas, was authorized at the Regents' meeting held on October 22, 1971. Necessary renovation will be planned to use existing space and building characteristics in order to keep remodeling costs at a minimum.
- An appropriation of \$5,000 was made from Galveston Medical Branch Project Allocation Account to cover Architect's fees and miscellaneous fees through the preliminary design stage.

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20. Galveston Medical Branch: Approval of Change in Scope and of Preliminary Plans and Outline Specifications for Remodeling and Renovation of Gail Borden Building and Authorization for Additional Appropriation for Architect's Fees. --Due to increased costs in construction, mechanical systems and other areas of necessary renovation identified in the initial planning phase for the Remodeling and Renovation of the Gail Borden Building at The University of Texas Medical Branch at Galveston, the total estimated project cost was increased to \$1,300,000 (\$1,000,000 previously authorized on July 10, 1970). The preliminary plans and outline specifications prepared by Project Architect, Rapp, Tackett and Fash, Galveston, Texas, were approved with authorization to prepare final plans and outline specifications to be presented to the Board of Regents at a later meeting. These plans and specifications cover remodeling of a building of approximately 66,690 gross square feet at an estimated total project cost of \$1,300,000.

An additional appropriation of \$15,000 (\$45,000 previously appropriated from the same source) was made from Galveston Medical Branch funds to cover miscellaneous expenses and professional fees during preparation of final plans and outline specifications.

21. M. D. Anderson: Award of Contract to Ecology Industries, South Plainfield, New Jersey, for Revisions to Incinerator System and Additional Appropriation Therefor. --A contract was awarded on the basis of the lowest acceptable bid to Ecology Industries, South Plainfield, New Jersey, for Revisions to the Incinerator System at The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston as follows:

Ecology Industries
South Plainfield, New Jersey

Base Bid	\$ 177,950
Plus Additive Alternate No. 1 (Furnish weather protective enclosure for mill, fan and control panel)	<u>6,850</u>
Total Contract Award	<u>\$ 184,800</u>

To cover the contract award and contingency expenses, an additional transfer of \$37,000 from Account No. 187276 (MDAH) Construction Project No. 703-94 - Physical Plant Repairs and Equipment was approved. It was noted that appropriations of \$40,000, \$60,000 and \$50,000 had been previously authorized in the dockets of December 1968, October 1970 and October 1971, respectively, to cover this project.

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22. System Nursing School and U. T. Austin Nursing School: Additional Appropriation for New Building. --An additional appropriation of \$30,000 was authorized from Permanent University Fund Bond proceeds to the Project Allotment Account for the construction of the new building for The University of Texas Nursing School (System-wide) at Austin, The University of Texas Graduate Nursing School at Austin and The University of Texas (Undergraduate) Nursing School at Austin. It was noted that during the course of foundation excavation, conditions were discovered which required the removal of approximately 4,000 cubic yards of unsuitable material and replacement with structurally suitable material. Test borings were taken on this site in the generally accepted manner, but such tests in the locations examined did not reveal this condition, and the action necessary in replacing the material was unforeseen and unanticipated in the budget planning and subsequent contract award.

Regent Kilgore asked to be recorded as voting "No."

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REPORT OF LAND AND INVESTMENT COMMITTEE (Pages 34-44). -- Committee Chairman Garrett reported that all actions in the Land and Investment Committee were taken in open session and were incorporated in the following report (Pages 34-44) which he filed with the Secretary. He moved that the report be adopted and the actions therein ratified. His motion unanimously prevailed.

Except as otherwise indicated in the reports, the Associate Deputy Chancellor for Investments, Trusts and Lands was authorized to execute all necessary instruments relating to real estate or mineral interest held or controlled by the Board of Regents as a part of the Permanent University Fund or as a part of any Trust or Special Fund when such instruments are approved as to form by a University attorney and as to content by an appropriate official.

I. Permanent University Fund

A. Investment Matters

1. Report on Permanent University Fund Investments for the Fiscal Year Ended August 31, 1971 (H. B. No. 1198, 62nd Leg., R. S., 1971 Prior to the meeting, a bound 1970-71 annual report on Permanent University Fund Investments was mailed to each member of the Board. This report represents a compilation of the periodic reports of investment transactions made for the Permanent University Fund during 1970-71, each of which had been previously reported to and accepted by the Land and Investment Committee.

Committee Chairman Garrett called attention to the comparison of the assets and earnings of the Permanent University Fund for 1971 with that for 1966 which reflects a book value increase of 24.2% and an investment income increase of 56.2%.

It was ordered that in compliance with H. B. No. 1198, 62nd Legislature, R. S., 1971, copies of this report be distributed to the Governor, State Treasurer, State Comptroller of Public Accounts, State Auditor, Attorney General, Commissioner of Higher Education, and to the members of the Legislature by January 1, 1972.

The official copy of this report is on file in the Secretary's office.

2. Permanent University Fund: Report on Clearance of Monies to Permanent University Fund and Available University Fund. --
 The following report was received from the Auditor, Oil and Gas Production, with respect to monies cleared by the General
 Land Office to the Permanent University Fund and the Available University Fund for the current fiscal year through October
 1971:

<u>Permanent University Fund</u>	<u>October, 1971</u>	<u>Cumulative This Fiscal Year</u>	<u>Cumulative Preceding Fiscal Year (Averaged)</u>
Royalty			
Oil	\$ 1,103,964.83	\$ 2,227,455.08	\$ 2,660,041.14
Gas - Regular	380,808.58	482,923.02	400,154.64
- F. P. C.	81.12	768.99	4,478.44
Water	7,001.29	26,350.62	25,486.50
Salt Brine	939.73	2,461.98	2,397.60
Rental on Mineral Leases	4,457.81	73,635.08	44,816.36
Rental on Water Contracts	-0-	-0-	879.16
Rental on Brine Contracts	-0-	-0-	66.66
Amendments and Extensions of Mineral Leases	(647.30)	(647.30)	71,978.96
	\$ 1,496,606.06	\$ 2,812,947.47	\$ 3,210,299.46
Bonuses, Mineral Lease Sales (Actual)	-0-	4,769,600.00	1,407,000.00
Total - Permanent University Fund	\$ 1,496,606.06	\$ 7,582,547.47	\$ 4,617,299.46
<u>Available University Fund</u>			
Rental on Easements	\$ 508.29	\$ 23,787.60	29,748.76
Interest on Easements and Royalty	214.70	304.09	157.68
Correction Fees - Easements	-0-	-0-	8.34
Transfer and Relinquishment Fees	71.81	103.11	753.72
Total - Available University Fund	\$ 794.80	\$ 24,194.80	\$ 30,668.50
Total - Permanent and Available University Funds	\$ 1,497,400.86	\$ 7,606,742.27	\$ 4,647,967.96
<u>Oil and Gas Development - October 31, 1971</u>			
Acreage Under Lease	593,055		
Number of Producing Acres	319,125		
Number of Producing Leases	1,415		

B. Land Matters

1. Permanent University Fund: Easements and Surface Leases Nos. 3323-3340, Amendment to Pipe Line Easement No. 3251 and Material Source Permits Nos. 394 and 395. --Easements and Surface Leases Nos. 3323-3340, Amendment to Pipe Line Easement No. 3251 and Material Source Permits Nos. 394 and 395 were approved as set out below. All are within the policies of the Board and all have been approved as to form by a University attorney and as to content by an appropriate official:

Easements and Surface Leases

All easements and surface leases are at the standard rates; are on the University's standard forms; and payment has been received in advance, unless otherwise stated.

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3323	Gulf Oil Corporation (Renewal of 1657)	Pipe Line	Ector	35	146 rds 2 1/2 inch	12/1/71- 11/30/81	5 94.90
3324	Lo-Vaca Gathering Co.	Pipe Line	Ward	16	1,158.85 rds 6 5/8 inch	10/1/71- 9/30/81	1,506.51
3325	El Paso Natural Gas Co.	Pipe Line	Ector	35	13.30 rds 6 5/8 inch	10/1/71- 9/30/81	50.00 (Minimum)
3326	BTA Oil Producers	Pipe Line	Ward	16	111.02 rds 2 7/8 inch	9/1/71- 8/31/81	72.16
3327	Louis Crouch (Renewal of 1624)	Pipe Line	Pecos	28	741.2 rds 4 1/2 inch	11/1/71- 10/31/81	481.78
3328	Northwest Production Corp.	Pipe Line	Crockett	47	130 rds 4 inch	6/1/71- 5/31/81	84.50
3329	Texaco, Inc.	Pipe Line	Andrews	5	33 rds 2 3/8 inch	11/1/71- 10/31/81	50.00 (Minimum)

Easements and Surface Leases - Continued --

No.	Company	Type of Permit	County	Location (Block #)	Distance or Area	Period	Consideration
3330	ARCO Pipe Line Company (Renewal of 1626)	Surface Lease (Pump station and tank farm site)	Crane	31	40 acres	1/1/72- 12/31/81	\$ 800.00*
3331	ARCO Pipe Line Company (Renewal of 1627)	Surface Lease (Pump station)	Reagan	9	40 acres	1/1/72- 12/31/81	800.00*
3332	ARCO Pipe Line Company (Renewal of 1613)	Pipe Line	Crane	31	1,182.47 rds 6 inch	11/1/71- 10/31/81	1,537.21
3333	Texas Electric Service Company	Power Line	Ward	16	157.82 rds single pole	12/1/71- 11/30/81	94.69
3334	Phillips Pipe Line Company (Renewal of 1617)	Pipe Line	Andrews	11	510.8 rds 4½ inch	12/1/71- 11/30/81	332.02
3335	Phillips Petroleum Company	Pipe Line	Crane	31	201.3 rds 3½ inch	9/1/71- 8/31/81	130.85
3336	Phillips Petroleum Company (Renewal of 1629)	Pipe Line	Andrews	10, 11	201.5 rds 4½ inch	12/1/71- 11/30/81	130.98
3337	Texas Electric Service Company	Power Line	Ector	35	102.49 rds single pole	12/1/71- 11/30/81	61.49
3338	Texas Electric Service Company	Power Line	Andrews	1, 8, 9, 11, 13	539.88 rds single pole	12/1/71- 11/30/81	323.93
3339	Community Public Service Co. (Renewal of 1542)	Power Line	Pecos	28	528 rds single pole	10/1/70- 9/30/80	316.80

*To be paid annually. First year consideration only.

Easements and Surface Leases - Continued --

No.	Company	Type of Permit	County	Location (Block#)	Distance or Area	Period	Consideration
3340	Warren Petroleum Corporation (Renewal of 1635)	Pipe Line	Crane	31	816.4 rds 4½ inch	12/1/71- 11/30/81	\$ 530.66

Amendment to Pipe Line Easement

3251	Phillips Petroleum Company (Renewal of 1567)	Pipe Line	Andrews	1 & 11	251.1 rds various sized	4/1/71- 3/31/81	50.00*
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Material Source Permits

No.	Grantee	County	Location	Quantity	Consideration
394	Weatherby Engineering Company	Ward	Block 16	158 cubic yards gravel	158.00
395	South Texas Construction Company	Andrews	Block 11	66,331.77 tons caliche	4,974.88

* This is to correct the field note description of the line after construction. The total roddage remains the same.

2. Permanent University Fund: Sale and Easement to Texas Highway Department for Interstate Highway 10 (Crockett County) (Nos. 3345 and 3345A). --The following resolution was adopted:

WHEREAS, The Texas Highway Department is in the process of acquiring right-of-way for Interstate Highway 10 in Crockett County across Blocks 29, 30 and 31, University Lands;

WHEREAS, The Texas Highway Department has been negotiating for purchase of land for right-of-way and for an easement for drainage channels and dykes on these University Lands, and

WHEREAS, In addition to a cash consideration the Texas Highway Department agrees to build underpass structures at five separate locations and to permit the University's lessees to move livestock through them from one side of the highway to the other:

BE IT RESOLVED, That the following be approved and that authority be granted to execute the necessary instruments and adjust the rentals under the various grazing leases involved:

- a. Sale of 1,310.087 acres of surface only at \$43 per acre for a total sale price of \$56,332 to the Texas Highway Department to be conveyed by a determinable fee deed (No. 3345).
- b. Drainage channel and dyke easement on 43.576 acres at \$29.80 per acre for a total consideration of \$1,298 to the Texas Highway Department in perpetuity as long as used for highway purposes (No. 3345A).
- c. Payment by the Texas Highway Department for damages in the amount of \$56,109 to cover cost of replacement of improvements to be destroyed or which will have to be built to preserve the productive use of the various leases.
- d. Purchase by the University of improvements presently on the lands involved at a price of \$98. These improvements will be relocated by the University's lessees.

II. Trust and Special Funds

A. Gift, Bequest and Estate Matters

1. U. T. El Paso: Acceptance of Bequest Under the Will of Miss Gladys Johnston for the Gladys Johnston Memorial Fund. --The following resolution was adopted:

WHEREAS, Under the terms and provisions of the Last Will and Testament of Gladys Johnston, Deceased, which has been duly admitted to probate in El Paso County, Texas, the residue of her estate was bequeathed to the Board of Regents of The University of Texas System to establish a fund to be known as the Gladys Johnston Memorial Fund of The University of Texas at El Paso as a memorial to the testatrix, her mother, Theresa Kellogg Johnston, and her brothers, Harry Farnes Johnston and William Adair Johnston, all of whom are now deceased:

BE IT RESOLVED, That the bequest of Miss Gladys Johnston, Deceased, be accepted and that the Gladys Johnston Memorial Fund be established, the income therefrom to be used in accordance with the provisions of her will, to wit:

- a. To purchase books and library equipment for the Library of The University of Texas at El Paso.
- b. To provide, when possible, for Fellowships and Scholarships to students attending The University of Texas at El Paso.
- c. To assist, when possible, in providing financial assistance to lecture programs at The University of Texas at El Paso.
- d. The Board of Regents may, in the sole discretion and judgment, allocate the income from such fund to the uses enumerated above; although it is my preference that the uses listed be given priority in the order in which they are listed.
- e. In the event the principal of the fund established by this will ever exceeds the sum of \$30,000.00, then, any such assets over and above said sum of \$30,000.00 may be used for such purposes as may be deemed necessary for the general use and benefit of The University of Texas at El Paso.

BE IT FURTHER RESOLVED, That the necessary or desired action on behalf of the Board of Regents to settle this estate be authorized.

2. Dallas Medical School: Ratification of Acceptance of Gift Establishing the Lydia K. Karcher Fund for Medical Excellence. --At the Regents' meeting on October 22, 1971, a trust agreement executed by Mr. Robert S. Strauss and Mr. Ray L. Pollock, Trustees of the Lydia K. Karcher Foundation, and Lydia K. Karcher, Individually, acting by and through her Attorney-in-fact, J. Paul Karcher, was accepted and the Lydia K. Karcher Fund for Medical Excellence at The University of Texas Southwestern Medical School at Dallas was established.

The fund which is to be administered by the Board of Regents of The University of Texas System for the use and benefit of the Dallas Medical School was established by transfers as follows:

From Robert S. Strauss and Ray L. Pollock, Trustees of the Lydia K. Karcher Foundation:		
Cash		\$ 14,000
1,700 shares AT&T stock @ \$42.25 (close 10/20/71)		<u>71,825</u>
		\$ 85,825

From Lydia K. Karcher, Individually, acting by and through her Attorney-in-fact, J. Paul Karcher 300 shares AT&T stock @ \$42.25		
		<u>12,675</u>
		<u>\$ 98,500</u>

The net income from the fund is to be "used annually for whatever is the most urgent need of The University of Texas Southwestern Medical School at Dallas (or its successor institution) as determined by the Dean of said Medical School or his successor as head of said School (or its successor institution) whatever his title may be in his sole and absolute discretion."

This item was not on the agenda for the October 1971 meeting, and it was resubmitted at this meeting and ratified.

B. Real Estate Matters

1. U. T. Austin - Hogg Foundation: W. C. Hogg Memorial Fund - Counter Offer for Waiver of Surface Rights to One-half Mineral Interest Under Tract in Montgomery County (Known as Camp Strake). --As Trustee of the Hogg Foundation, the Board of Regents sold in 1943 to the Sam Houston Area Council, Boy Scouts of America, 2,358 acres in Montgomery County (now known as Camp Strake) and retained one-half of the minerals with the usual rights of ingress and egress for drilling and marketing said minerals. Out of this Camp Strake property in 1966 the Boy Scouts sold a tract of 30.693 acres in the Ransom House League retaining their one-half of the minerals but waiving any use of the surface. The owners of this 30.693 acres (Louis B. Marks, Morton Cohn, H. M. Stearns, Jr., and J. H. Wilkenfeld) through Associate Deputy Chancellor Shelton requested that the Board of Regents waive the surface rights as to its minerals.

Associate Deputy Chancellor Shelton reported that he had received an offer of \$1,500 for this waiver. After due discussion, the Board ordered Associate Deputy Chancellor Shelton to negotiate with the owners of this tract and make a counter offer for the waiver of the surface rights for \$5,000.

2. U. T. Austin - Hogg Foundation - W. C. Hogg Memorial Fund: Renewal of Lease to Simpson Dining Car at Main and Bell (White Property), Houston. --The present lease with Simpson Dining Car, Inc., on the property at Main and Bell (White Property), Houston, Texas (Hogg Foundation - W. C. Hogg Memorial Fund), was renewed for two years beginning January 1, 1972, and execution of the necessary document was authorized. The lease will be on the same base rental of \$1,000 per month plus 6% of gross sales above \$165,000 annually based on the business being closed from 1:00 a. m. to 6:00 a. m. This lease is subject to cancellation on ninety days' notice in the event of sale or long term lease of the property. The improvements are owned by the lessee with the right of removal upon termination of the lease.

3. U. T. Austin - Brackenridge Tract: Renewal of Lease to James A. Maines, dba Boat Town of Texas. --Approval was given to Associate Deputy Chancellor Shelton to renew the lease on the Boat Town of Texas property (Brackenridge Tract - one acre of land situated on the west side of Lake Austin Boulevard and fronting on Lake Austin) for one year beginning January 1, 1972, at a monthly rental of \$225 and under the same general terms as the current lease, with the University and Mr. Maines each having the right of cancellation on 90 days' notice. The general terms of the lease are:

The lease will contain a provision requiring the Lessee to maintain this property in a clean and satisfactory manner to the University. All improvements will remain on the property upon termination of the lease; any significant alterations of the present improvements or the construction of additional improvements will be subject to approval by the University; the Lessee will carry full fire and extended coverage insurance on the improvements with the policy (or policies) in the name of the Board of Regents as well as liability insurance reasonable for an operation of this type.

The increase of the monthly rental from \$200 to \$225 is subject to appropriate authorization to be granted under the wage-price freeze.

4. U. T. Austin - L. D., Marie and Edwin Gale Professorship in Judaic Studies: Approval of Contract to Mr. Charles N. Gillette for Cutting Timber on Tract in Hardin County, Texas. --Approval was granted for a contract to Mr. Charles N. Gillette for cutting timber on a heavily wooded tract of approximately 35 acres in Hardin County, Texas, more particularly described as Lots 29, 30, 33 and 34, Charles A. Felder League A-21, which is part of the assets of the L. D., Marie and Edwin Gale Professorship in Judaic Studies at The University of Texas at Austin. Mr. Gillette, who has been recommended by the American National Bank of

Beaumont and also by Mr. Gale, has agreed to cut the timber on a selective basis for 10% commission of the timber sold. He estimates the sales of the cutting to be from \$2,500 to \$5,000 and recommends that there be a second cutting in approximately five years and a final cutting in 15 years.

5. U. T. Austin - Thomas S. Maxey Professorship in Law: Sale of Half Interest in Surface of Section 82 to Monty Williams and East Half of Section 62 to Glen B. Payne, Block G, W. T. Ry Company Survey, Gaines County, Texas. --Approval was given to sell Section 82 (647 acres) and the east half of Section 62 (320 acres) located in Block G, W. T. Ry Company Survey, Gaines County, Texas, (Thomas S. Maxey Professorship in Law) as follows:

Section 82 (Tract 1) to Monty Williams,
the highest bidder, for \$51,760
East half Section 62 (Tract 2) to
Glen B. Payne, the highest bidder,
for \$32,160

This item was not on the Agenda for the December meeting, and it will be resubmitted for ratification at the meeting of February 4, 1972.

6. U. T. El Paso - Frank B. Cotton Trust: Report of Cancellation of Grazing Lease to Mr. D. E. Loveridge and Approval of Lease to Mrs. Stella C. Kelcy, Femme Sole (Original Lessee), Block 5, GC&SF Ry, Hudspeth County, Texas. --Associate Deputy Chancellor Shelton reported that because of default in payment of the annual rental due on July 1, 1971, the grazing lease covering 2,160 acres of Cotton Estate lands in Block 5, GC&SF Ry, Hudspeth County, Texas, assigned to Mr. D. E. Loveridge by Mrs. Stella C. Kelcy on December 4, 1970, had been cancelled. This lease was originally granted to Mr. Ike Kelcy on May 31, 1968, and later sold by Mr. Kelcy's widow (Mrs. Stella C. Kelcy) to D. E. Loveridge.

Upon the recommendation of Associate Deputy Chancellor Shelton, approval was given to lease for grazing purposes this same acreage consisting of 2,160 acres of Cotton Estate lands in Block 5, GC&SF Ry, Hudspeth County, Texas, at an annual rental rate of 8¢ per acre or \$172.80 for a five-year period beginning July 1, 1971, to Mrs. Stella C. Kelcy, femme sole.

7. U. T. El Paso - Frank B. Cotton Trust: Consent to Assignment of Grazing Lease from Roy E. Herring, Jr., to Rail-X Land & Cattle, Inc. (Originally Granted to J. A. Neal), Block 2, GC&SF Ry, Culberson County, Texas. --Consent was given for Roy E. Herring, Jr., to assign to Rail-X Land & Cattle, Inc., a grazing lease on 6,100.95 acres in Block 2, GC&SF Ry, Culberson County, Texas, Frank B. Cotton Trust, effective October 29, 1971. It was noted that this grazing lease was granted on July 5, 1968, to J. A. Neal, assigned to Home and Business Service Corporation on April 17, 1970, and assigned to Roy E. Herring on October 23, 1970.

8. U. T. El Paso - Josephine Clardy Fox Fund: Sale of Lots 1 and 2, Block 2, Clardy Addition (Paisano at Buena Vista), El Paso, Texas, to Safeway Stores, Inc. --Approval was given to sell to Safeway Stores, Inc., the land of the Josephine Clardy Fox Fund containing approximately 19,884 square feet of the southerly portion of Lot 1 and all of Lot 2 in Block 2, Clardy Addition (Paisano at Buena Vista), El Paso, Texas, for a cash consideration of \$2.35 per square foot (estimated at \$46,727.40) with a 6% real estate commission to be paid by the seller to James A. Keller and Rogers & Belding, Inc. It is understood that Safeway Stores, Inc., will assume the municipal utility frontage charge of \$1,171. The actual purchase price will be determined by a survey to be made by the seller.
9. U. T. El Paso - Josephine Clardy Fox Fund: Sale of a Portion of Block 41, Clardy Fox Addition, El Paso, Texas, to O. J. and Oscar Benetiz. --Authorization was given to the Associate Deputy Chancellor for Investments, Trusts and Lands to sell a portion of Block 41, Clardy Fox Addition, at the corner of Paisano and Barcelona, El Paso, Texas (approximately 53,987 square feet with 180 feet frontage on Paisano) at \$2.35 per square foot for the front 120 feet depth and 95¢ per square foot for the rear portion of approximately 180 feet depth to O. J. and Oscar Benetiz with the understanding that they will assume the municipal utility frontage charge of \$1,038. The terms of the actual purchase price will be determined by a survey to be made by the seller with a down payment of \$20,625 and the remainder financed by the seller over a period of 15 years at 8 1/2% interest payable in monthly installments of \$609.32. The seller will pay a real estate commission of 6% to Hector Garcia and Rogers & Belding, Inc.
10. San Antonio Medical School - Holman Cartwright Fund: Sale of Lots 5 and 6, Block 33-A, College Acres Extension Addition, Beaumont, Texas, to E. H. Hurst. --It was reported that Mr. E. H. Hurst of Fort Worth, Texas, has offered \$10,000 for Lots 5 and 6, Block 33-A, College Acres Extension Addition, City of Beaumont, Texas (Holman Cartwright Fund for The University of Texas Medical School at San Antonio), subject to his being able to acquire 33 additional adjoining lots. Mr. Hurst's offer was accepted on the following terms:

Sales Price	\$ 10,000
Down Payment	1,500
Financing by Seller	<u>\$ 8,500</u>
Payable in 10 annual installments	
of \$850 plus 7 1/2% interest	
Purchaser - E. H. Hurst	
Agent - W. Y. Harvey	
Agent's Commission - 6% to be paid by Seller	

III. Other Matters

Report of Securities Transactions for Permanent University Fund and for Trust and Special Funds for the Month of September 1971. --The report of Securities Transactions for Permanent University Fund and for Trust and Special Funds for September 1971, as submitted by the Associate Deputy Chancellor for Investments, Trusts and Lands was approved. It is attached (Attachment No. 2) following Page N-1 and made a part of these Minutes.

REPORT OF THE MEDICAL AFFAIRS COMMITTEE (Page 45). -- Committee Chairman Williams filed the following report of the Medical Affairs Committee and moved its adoption. This report and the action therein was unanimously approved:

1. Dallas Medical School and System Nursing School: Certificate Program for Pediatric Nurse Practitioners Reconsidered and Permission Granted to Request Approval from Coordinating Board for Establishment Thereof. -- The certificate program for pediatric nurse practitioners at The University of Texas Southwestern Medical School at Dallas and The University of Texas Nursing School (System-wide) that was approved at the September 1971 meeting subject to clarification that the program is not in violation of the Texas Medical Practice Act was reconsidered and modifications to the original proposed program were ordered. These modifications emphasized that the duties of these practitioners would be under the direct supervision of a licensed physician. A copy of the modified proposal dated November 3, 1971, is on file in the Secretary's office.

It was further authorized that this modified proposal be submitted to the Coordinating Board, Texas College and University System for its permission to establish the program.

REPORT OF BOARD FOR LEASE OF UNIVERSITY LANDS. -- A brief report was received with respect to the 59th Public Auction of Oil and Gas Leases on University Lands that was held on Wednesday, September 22, 1971, the details of which are in the minutes of the Board for Lease of University Lands that are distributed to each member of the Board of Regents. The sales totaled \$4,769,600 on 68,866.254 acres of land.

COMMITTEE OF THE WHOLE
(Pages 46-70)

Acting Chairman Erwin presented the following report of the Committee of the Whole which was unanimously adopted upon motion of Regent Williams, duly seconded:

REGENTS' RULES AND REGULATIONS, PART ONE: AMENDMENTS TO CHAPTER II (SELECTION COMMITTEES FOR NEW APPOINTMENTS). --The following narrative statement was presented by Chancellor LeMaistre recommending the amendment of the Regents' Rules and Regulations, Part One, Chapter II, Subsection 4. 1 of Section 4 and Subsection 5. 3 of Section 5 (Selection Committees for New Appointments):

In general these two amendments will preserve the traditional consultative and advisory role of faculty and students in the selection of institutional administrative officers with whom they must regularly interrelate and communicate, while strengthening the selection process by addition of a level heretofore rarely considered formally. This additional evaluation is achieved by expanding the involvement of management and administrative considerations representing the other constituencies which the potential nominee must serve, e. g., the Board of Regents and the System Administration. This broader base for the selection process should, appropriately, provide a better review of the candidate's opportunity for success, and also allow the candidate a more complete exposure to the several constituencies whose confidence he must maintain.

The first amendment would establish a uniform System-wide procedure for establishing selection committees for the appointment of new Chief Administrative Officers in all the component institutions. Faculty and student participation is once again defined as only advisory in this selection process. This change in procedure reaffirms the primary responsibility of the Board of Regents and the U. T. System Administration for selection of a Chief Administrative Officer who can direct all of the complex matters related to an institution of higher education. The change further emphasizes the role of the Chief Administrative Officer as a member of the System Administration to whom is delegated full authority and responsibility for the management of a component institution.

The second amendment reinforces the concept that the Board of Regents, the U. T. System Administration, and the public expects the Chief Administrative Officer of an institution of higher education to execute effectively the responsibilities of his office. He is to be held responsible for executing the duties of his office and he is given therefore the authority to appoint the key administrative officers upon whom he will depend to carry out his policies and directives. Without control over such appointments, he would be held responsible for the institution with only limited authority.

Upon the adoption of these amendments, the provisions in any institutional Handbook of Operating Procedures in conflict with them must be amended to conform to the new sections in the Rules and Regulations.

Thereafter, the necessary rules were waived and the Regents' Rules and Regulations, Part One, Chapter II, were amended as follows to be effective immediately:

- a. Delete Subsection 4. 1 of Section 4 of Chapter II and substitute in lieu thereof the following:

4. 1 The Chancellor shall appoint the Chief Administrative Officers of the component institutions with the approval of the Board of Regents. The Chancellor shall be assisted in making his appointment by a Selection Committee made up of the Chancellor, who serves as chairman, the Deputy Chancellor for Administration, the Vice-Chancellors for Academic Affairs and Health Affairs and two Regents and three institutional heads from the U. T. System appointed by the Chairman of the Board of Regents and such other persons as the Chairman of the Board of Regents may deem appropriate. The availability of candidates and their interest in the position will be determined by this Selection Committee.

The Chancellor will ordinarily authorize the establishment of an institutional advisory committee consisting of faculty and students at the institution to consult with the Selection Committee. This faculty-student committee may, in accordance with a schedule set by the Chancellor, suggest persons who should be considered by the Selection Committee and individual members of that Committee. The Selection Committee shall be free to seek such additional consultation with the faculty and students as it deems appropriate.

The Chief Administrative Officer of each of the component institutions serves under and reports to the Chancellor, is responsible to the Chancellor, and has access to the Board of Regents only through the Chancellor.

- b. Delete Subsection 5. 3 of Section 5 of Chapter II and substitute in lieu thereof the following:

5. 3 The Board of Regents endorses the principle of reasonable faculty and student consultation in the selection of administrative officers of the component institutions, and expects the Chancellor or Chief Administrative Officer, as he deems appropriate, to consult in the selection process with representatives of the faculty and student body. However, the Chief Administrative Officer of the institution will be held responsible for executing the duties of his office and consequently shall not be bound by nominations to key administrative positions in his office by campus selection committees in making his nominations to the Chancellor. Such advice and consultation as he may seek or be given shall not be binding upon his nominations for appointments to positions in the echelon immediately below his own position.

REGENTS' RULES AND REGULATIONS, PART TWO: ADDITION TO CHAPTER VI (UNEMPLOYMENT COMPENSATION PROGRAM). -- Chancellor LeMaistre presented the following narrative statement recommending amendment of the Regents' Rules and Regulations, Part Two, Chapter VI (Staff Benefits):

In 1970, Congress passed legislation which required that states cover employees of state hospitals and state institutions of higher education under the State Unemployment Compensation Acts.

In 1971, the Texas Legislature passed legislation to conform to the federal requirement, and, in addition covered all other state employees. This coverage will begin on January 1, 1972.

The State maintains an Unemployment Compensation Fund into which contributions are paid by all covered employers that are on a tax basis and from which claims are paid. Insofar as employees of The University of Texas System and other state agencies are concerned, the State will be on a reimbursable (self-insured) basis. For those employees paid from State General Revenue Funds, the state will require no contributions from the employing agencies to cover benefits paid, but will appropriate directly to pay these benefits. However, for employees paid from other than State General Revenue Funds, the Unemployment Compensation Fund must be reimbursed (through the State Comptroller) for any claims paid, and a method for funding such reimbursement must be provided.

Since all employees of The University of Texas System will be covered by the Unemployment Compensation Act effective January 1, 1972, a plan must be implemented to conform to the provisions of the Act and to provide a fund from which to pay those approved claims for former employees whose salaries were not paid from State General Revenue Funds.

The implementation and administration of an Unemployment Compensation Program is set forth in the proposed amendment. In summary, the amendment provides that the System Personnel Director, working in close cooperation with component institution officials and others concerned, will be responsible for administering the program. An essential provision of the program is the establishment of a centrally administered System Unemployment Compensation Insurance Fund with an initial System-wide assessment rate of 2.7% of the first \$4200 of each employee's annual (calendar year) salary. The rate is subject to annual review and to approval by the Board of Regents as indicated in the plan.

The program is modeled very closely on the University's other self-insurance plan, the long-established Workmen's Compensation Insurance program. The provisions of the plan have been reviewed at length with officials of component institutions, as well as state and federal agencies. It has been approved by the Texas Employment Commission (the state agency charged with administering the acts), and by the cognizant federal agency in respect to its applicability to federal contracts and grants.

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Chapter VI of the Regents' Rules and Regulations, Part Two, was amended by unanimous vote by adding Section 10 which reads as follows:

Sec. 10. Unemployment Compensation Program

- 10.1 The University of Texas System Unemployment Compensation Program, effective January 1, 1972, and thereafter, is administered on a System-wide basis. Under the program, certain weekly benefits are payable to former employees who were separated from employment with The University of Texas System under conditions specified in the Texas Unemployment Compensation Act and are unable to find suitable employment. Two methods of funding the cost of approved claims for such former employees will be in effect, as follows:
- 10.11 For former employees whose salaries were paid from State General Revenue Funds, the cost of approved claims chargebacks are paid by the State Comptroller as provided in the current State General Appropriation Act. Initially, the Texas Employment Commission (TEC) pays approved claims and, quarterly, notifies the State Comptroller's Office and the appropriate University of Texas System component institution of the claims amounts paid by individual. TEC bills the State Comptroller's Office, which makes payments to TEC from State General Revenue Funds appropriated for this purpose. Administration of claims, periodic reporting of salaries paid, and other aspects of administering the program for employees whose salaries are paid out of State General Revenue are the same as for those whose salaries are not paid out of State General Revenue, except that the assessments provided in Subsection 10.4 are not applied to salaries paid from State General Revenue Funds, or such other exceptions as are deemed by the System Personnel Director to be necessary for effective administration.
- 10.12 For former employees whose salaries were paid from funds other than State General Revenue, the cost of approved claims chargebacks is paid initially by the State Comptroller as specified under 10.11 above. Quarterly, or periodically as otherwise required by the State Comptroller, The University of Texas System, by check made payable to the State Comptroller, reimburses the State General Revenue Fund from The University of Texas System Unemployment Compensation Insurance Fund, a self-insurance fund described in Subsection 10.4.
- 10.2 The System Personnel Director, working in close cooperation with the System Comptroller and other appropriate officials of the System and its component institutions, is responsible for:
- 10.21 Administering the Unemployment Compensation Program for all employees of The University of Texas System, with the assistance of appropriate institutional officials.
- 10.22 Determining the University's official position regarding claims protests in questionable cases, and assisting component officials in protest hearings.

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- 10.23 Representing the institutions in all cases where claims are appealed to Appeals Tribunal or Commission Review and assisting the State Attorney General as required in representing the System with institutional participation in all cases in court actions provided for in the law.
- 10.24 Establishing and maintaining such additional policies and procedures as are necessary for the effective administration of the program as provided under existing statutes and these Rules and Regulations, including requirements for employee separation and claims administration, informing affected personnel about the Unemployment Compensation Program, and analyzing statistical data as needed.
- 10.25 Administering the Unemployment Compensation Insurance Fund and all policies and procedures necessary to bring about effective fund management and loss control for the Unemployment Compensation Program.
- 10.26 Maintaining records of all claims filed and paid, all chargebacks, and other records necessary to separate approved claims information applicable to student employment and extending such record-keeping to any additional group(s) of employees for which such analysis may be deemed by the System Personnel Director to be necessary for effective administration, including records necessary to determine individual "benefit ratios" under Subsection 10.61 for each of the following categories of fund sources:
- 10.261 State General Revenue
 - 10.262 Other than State General Revenue
 - (a) Organized Research (including contract research and services)
 - (b) Educational Service Agreements (including training grants)
 - (c) Organized Activities Related to Educational Departments (including hospitals and clinics)
 - (d) Auxiliary Enterprises
 - (e) All Other
- 10.3 All services performed in the employ of The University of Texas System are deemed to constitute employment and are provided for under the Unemployment Compensation Program. However, benefits based on service in an instructional, research, or principal administrative capacity are not payable between two contractual periods of service, as specified in the Texas Unemployment Compensation Act.
- 10.4 The System-wide Unemployment Compensation Insurance Fund is established January 1, 1972, to accumulate necessary funds to pay reimbursements to the State Comptroller for claims of former employees whose salaries were not paid out of State General Revenue Funds. Sources of all salaries other than State General Revenue are charged an assessment beginning on the effective date and each month or payroll period thereafter. Checks covering these charges will be forwarded monthly to the System Personnel Director for deposit in the Unemployment Compensation Insurance Fund.

Following the close of each calendar quarter, or such other reporting period as may be deemed by the System Personnel Director to be necessary for effective administration, institutional chief business officers will prepare and send to the System Personnel Office reports itemizing by employees the salaries reported to the TEC and the amounts of such salaries subject to assessment. The reported assessable salaries will be reconciled to the checks submitted monthly in payment of the assessments. The reports will also contain such other information as may be required for effective reporting. In instances in which amounts may be due the Unemployment Compensation Insurance Fund from the State Comptroller for adjustments on claims paid, assessments, or as otherwise deemed necessary by the institutional chief business officers for effective and commensurate allocation of assessments or approved claims chargebacks, the State Comptroller is requested to issue a state warrant for the amount due.

- 10.5 Separate and apart from all other System monies or funds, an Unemployment Compensation Fund, administered under the same custodianship as other monies administered by the University, is established and maintained in one or more regular depositories of the University, secured by collateral in accordance with state statutory requirements. The fund consists of all assessments collected, all interest earned on deposits of any monies in the fund, and all other monies received for the fund from any other source. This fund is designated as a "revolving fund" under the "University of Texas Central Services Account" provision of the current General Appropriation Act. Expenditures from the Unemployment Compensation Insurance Fund are restricted to direct costs: payments and chargebacks of approved Unemployment Compensation claims, and System administrative costs not to exceed five percent per year of the balance in the fund at the beginning of each preceding year. Investments or time deposits of such funds are in accordance with regular University policies.
- 10.6 The University of Texas System Unemployment Compensation Insurance Fund operates under principles and methods generally consistent with those established by the Texas Unemployment Compensation Act for operation of the State Unemployment Compensation Fund.
- 10.61 After an initial development period (as provided in Subdivision 10.62) assessment rates will be computed based upon principles and methods consistent with provisions in the Texas Unemployment Compensation Act for determination of "Contribution" rates. In applying these principles, "benefit ratios" will be developed for determination of basic rates which will be adjusted (decreased or increased, respectively) by one-tenth of one percent for each \$25,000 or fraction thereof by which the amount in the Unemployment Compensation Insurance Fund exceeds \$1,755,000 or is less than \$1,215,000. Such computation will be made at the beginning of each calendar year, and the assessment rate(s) so calculated, but in no event less than one-tenth of one percent, will be applicable to the fiscal year beginning within that calendar year.

- 10.62 Compensation experience and fund balances will be developed during the period January 1, 1972 through August 31, 1976. Assessment rates during this initial development period are as follows:
- 10.621 January 1, 1972 through August 31, 1973, the assessment rate is 2.7 percent applied to salaries and wages up to \$4,200 per employee per calendar year.
- 10.622 September 1, 1973 through August 31, 1976, the assessment rates are subject to approval of the Board of Regents based upon determinations by System Administration after review of all available data on loss experience and levels of fund balances.
- 10.63 A single assessment rate is charged to all affected fund sources on a nondiscriminatory basis throughout The University of Texas System, unless differential rates are found to be desirable as between categories of funding sources and such differential rates are approved by the Board of Regents.
- 10.7 In the event that the amount in the Unemployment Compensation Insurance Fund is fully depleted and further reimbursement payments create a deficit in the fund, at the end of any month, such deficit will be recovered by additional emergency assessments which the component institutions will fund by distribution of the costs to all accounts based upon the covered wages which had been charged to the accounts during the month and paid from funds other than State General Revenue.
- 10.8 The System Personnel Office will issue an annual report to include separate reporting of income and disbursements by institution, fund categories, and such other information as may be deemed necessary for effective administration.

REGENTAL COMMITTEE: REGENT McNEESE NAMED TO CONFERENCE COMMITTEE WITH HERMANN TRUSTEES FOR HOUSTON MEDICAL SCHOOL. --Approval was given to Chairman Peace's recommendation that Regent McNeese be named to the Joint Conference Committee of Trustees and Regents (as provided for in the affiliation agreement between the Board of Regents of The University of Texas System and the Trustees of the Hermann Hospital Estate of Houston) as a representative of The University of Texas System to replace Vice-Chairman Josey, whose term as a Regent has expired.

With the approval of this recommendation, the Joint Conference Committee consists of:

U. T. Representatives

Mr. Frank C. Erwin, Jr.
Mr. A. G. McNeese, Jr.
Mr. Dan C. Williams

Hermann Estate Representatives

Mr. John B. Holmes
Mr. Jack S. Josey
Mr. Walter G. Sterling

BOARD OF REGENTS' OFFICIAL POSITION WITH RESPECT TO RECOMMENDATIONS OF SPECIAL NCAA COMMITTEE ON FINANCIAL AIDS. --
The following resolution was adopted by unanimous vote:

BE IT RESOLVED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM that with respect to the recent recommendations made by the Special NCAA Committee on Financial Aids, the official positions of the Board of Regents, The University of Texas at Austin, The University of Texas at Arlington and The University of Texas at El Paso are as follows:

1. We oppose a program of financial aid based on "need," because of the difficulty in the administration and enforcement of such a program. The definition of "hardship" cases, changes in family income, the identification of "emergency" situations, and loans to parents are only examples of administrative difficulties that would make equal enforcement almost impossible.
2. We oppose the numerical scholarship limitations that are proposed for football, basketball, baseball, and track. For example, the limitation on football scholarships should not be less than 45 new awards for a school participating in the university division.
3. We favor the establishment of a national candidate's declaration date for each sport in which an institution offers financial aid to prospective student athletes.
4. We favor the limiting of financial aid awards to one year, but we oppose the establishment of new or special "hearing" procedures for the student athlete who feels his award was not renewed for just cause, because there already exists an adequate opportunity for any student to appeal from any administrative decision by which he feels that he has been unfairly treated.
5. We oppose any limitation on the number of full-time and part-time coaches that may be employed. The employment of coaches should be an institutional decision; it is relatively unimportant from a budgetary standpoint; and any limitation would be extremely difficult to police effectively.
6. Finally, we feel that it is improper for all NCAA member schools, almost a third of whom do not field intercollegiate football teams, to have an equal voice and vote in determining rules and procedures which may unreasonably restrict a relatively small group of members in the conduct of their major football programs. The vote on matters affecting a particular sport or sports should be limited to those institutions that engage in intercollegiate competition in such sport or sports.

This item was not on the agenda and it will be resubmitted for ratification at the February 1972 meeting of the Board of Regents.

U. T. SYSTEM: SYSTEM-WIDE BOILER AND MACHINERY INSURANCE WITH THE HARTFORD STEAM BOILER INSPECTION AND INSURANCE COMPANY. --Approval was given to continue the present policy with The Hartford Steam Boiler Inspection and Insurance Company covering boilers and machinery throughout the System beginning January 1, 1972, for three years at approved manual rates providing for a fifteen percent (15%) dividend approved by the State Board of Insurance. The coverage of this policy will be the same except it was authorized that a \$50,000 deductible be applicable to the gas turbine at the power plant at The University of Texas at Austin. The policy issued will be 100% reinsured with The Hartford Steam Boiler Inspection and Insurance Company and all engineering, inspection and services will be provided as heretofore by said Company.

U. T. AUSTIN: ESTIMATED BUDGET FOR COTTON BOWL GAME ON JANUARY 1, 1972, AND EXTRA COMPENSATION FOR CERTAIN MEMBERS OF THE ATHLETICS STAFF. --Upon recommendation of President Spurr, concurred in by Chancellor LeMaistre, the following Estimated Budget and Schedule for Extra Compensation for Certain Members of the Athletics Staff in connection with the Cotton Bowl Game to be played on January 1, 1972, by the Longhorn team of The University of Texas at Austin were approved:

1. Estimated Budget for Cotton Bowl Game

<u>Estimated Income</u>		\$130,000
<u>Estimated Expenditures</u>		
Team & Athletics Staff - Travel, Accommodations, & Meals	\$34,000	
Administration - Accommodations and Meals	500	
Band - Travel, Accommodations, & Meals	10,500	
Yell Leaders	500	
Extra Compensation for Athletics Group	22,500	
Awards	8,000	
Complimentary Tickets	6,000	
Public Relations - Sports News	500	
Motion Picture - Photography	1,000	
Miscellaneous	<u>1,000</u>	
Total Estimated Expenditures		84,500

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2. Schedule for Extra Compensation for Certain Members of the Athletics Staff*

	<u>Salary</u>		<u>Extra Compensation</u>
Darrell K. Royal, Head Football Coach	\$35,000	8%	\$2,800.00
Fred S. Akers, Assistant Football Coach	18,000	8	1,440.00
William M. Campbell, Assistant Football Coach	23,500	8	1,880.00
Billy M. Ellington, Assistant Football Coach	19,000	8	1,520.00
Timothy M. Doerr, Assistant Football Coach	10,500	8	840.00
Emory Bellard, Assistant Football Coach	18,500	8	1,480.00
Willie L. Manley, Assistant Football Coach	16,500	8	1,320.00
David L. McWilliams, Assistant Football Coach	12,500	8	1,000.00
R. M. Patterson, Assistant Football Coach	18,000	8	1,440.00
Willie Zapalac, Assistant Football Coach	19,000	8	1,520.00
James C. Helms, Assistant Football Coach	10,000	8	800.00
Glen Swenson, Assistant Football Coach	12,500	8	1,000.00
Frank Medina, Trainer	11,500	5	575.00
James V. Blaylock, Procurement Officer	7,104	5	355.20
Joe Reneau, Team Physician	9,375	5	468.75
Albert H. Lundstedt, Business Manager of Athletics	15,000	5	750.00
Alfred R. Rochs, Asso. Business Manager of Athletics	12,600	5	630.00
Richard D. Boldt, Football Ticket Manager	8,160	5	408.00
Jones W. Ramsey, Sports News Director	12,500	5	625.00
William L. Little, Assistant Sports News Director	9,240	5	462.00
Ruth E. Gold, Executive Assistant	12,600	5	630.00
Michael Stephens, Assistant Trainer	7,440	5	372.00
			<u>\$22,315.95</u>

U. T. AUSTIN: APPOINTMENT OF GORDON HURLBERT, ROBERT S. SCHECHTER AND HERBERT H. WOODSON MEMBERS OF THE ADVISORY COUNCIL OF THE ENGINEERING FOUNDATION. --The recommendation of President Spurr to appoint the following members to the Advisory Council of the Engineering Foundation at The University of Texas at Austin was approved:

Mr. Gordon Hurlbert, Pittsburgh, Pennsylvania, for the period ending August 31, 1974

Dr. Robert S. Schechter, Professor of Chemical Engineering, for period ending August 31, 1974

Dr. Herbert H. Woodson, Professor of Electrical Engineering, for period ending August 31, 1973

U. T. AUSTIN: ADVANCE TO LONGHORN BAND FOR EXPENSES TO PERU. --An advance of \$25,000 was authorized from University funds to the Longhorn Band of The University of Texas at Austin for expenses to Peru for the purpose of playing a series of benefit concerts for the victims of the 1970 earthquake. The trip is being planned by the Texas Partners of the Americas, Peru - Texas.

This item was not on the agenda, and it will be resubmitted for ratification at the February 1972 meeting of the Board of Regents.

* This schedule is in accordance with Regental policy adopted in 1958 and modified in 1962.

U. T. AUSTIN: WAIVER OF REGENTS' RULES AND REGULATIONS, PART ONE, CHAPTER III, SUBSECTION 16.4 FOR EXTENSION OF LEAVE OF ABSENCE OF ROGER E. SHIELDS. --The Regents' Rules and Regulations, Part One, Chapter III, Subsection 16.4 were waived, and the request of the U. S. Secretary of Defense Melvin Laird was granted to allow Assistant Professor Roger E. Shields a third year leave of absence to continue on the staff of Secretary Laird.

This item was not on the agenda, and it will be resubmitted for ratification at the February 1972 meeting of the Board of Regents.

U. T. AUSTIN: REPORT BY CHANCELLOR EMERITUS RANSOM ON HUMANITIES CENTER'S GIFTS. --Chancellor Emeritus Ransom filed with the Secretary a report on the program of research collections conducted through the Humanities Center at The University of Texas at Austin for the period 1958 through 1971. Chancellor Emeritus Ransom orally outlined the gifts in the following categories and discussed the legal aspects relating thereto:

- | | |
|---------------------------|-----------------------------|
| 1. Gifts from foundations | 5. Self-created collections |
| 2. Large collections | 6. Gifts from faculty |
| 3. Bequests | 7. Corporate gifts |
| 4. Trust funds | 8. Gifts from individuals |

U. T. AUSTIN: LEGAL MATTERS CONCERNING STUDENT PUBLICATIONS. --It was reported that the appropriate officials had taken the following steps with regard to student publications at The University of Texas at Austin, and it was ordered that the documents set out herein be included in the official record:

1. The executed Declaration of Trust (Pages 58-63) was delivered to Mr. Joe Latting, attorney for Texas Student Publications, Inc., on October 1, 1971.
2. A Certificate of Dissolution (Pages 64 & 65) dissolving the nonprofit corporation formerly known as Texas Student Publications, Inc., was issued by the Secretary of State on October 1, 1971.
3. The lawsuit styled Board of Regents, et al., v. Texas Student Publications, et al. (Pages 66 & 67) was dismissed on October 1, 1971.
4. Mr. James Colvin and Mr. L. L. Edmonds were directed to carry out the orderly conveyance, assignment, and transfer of all of the assets of the corporation formerly known as Texas Student Publications, Inc., to the Board of Regents of The University of Texas System, in trust, subject to the terms of the Declaration of Trust.
5. In accordance with Section 16 of the Declaration of Trust Agreement, President Spurr has promulgated the Operating Procedures (Page 68) for the Board of Trustees of student publications at The University of Texas at Austin.

12-03-71

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Official Copy

Minutes
Meeting of the Board of Directors
Texas Student Publications, Inc.
Friday, August 27, 1971

VOTING MEMBERS PRESENT: Bob Binder, Eugene Sauls, David Minberg, Tim Donahue, John Fox, David Stok, Norris Davis.

VOTING MEMBERS ABSENT: Frank Pierce, Charles Bonjean.

NON-VOTING MEMBERS PRESENT: Margaret Berry, Loyd Edmonds, Bob Hilburn, Lori Rodriguez, Jack Stockton, Jan Andrews, Larry Honig, Mack Murrah.

NON-VOTING MEMBERS ABSENT: Stephen Whittaker, John Reetz.

VISITORS PRESENT: Dolores Moore, secretary; Joe Latting and Tom Gee, attorneys.

The meeting was called to order by chairman Binder at 5:50 p.m. in Journalism Building 305.

I. CONSIDERATION OF MOVING INTO EXECUTIVE SESSION: Binder said that because matters of litigation would be discussed, the board should go into executive session.

MOTION NO. 1: Binder moved and it was seconded that the board go into executive session. This motion passed with five voting for and none against.

II. CONSIDERATION OF PROPOSED DECLARATION OF TRUST: Binder requested that all matters discussed in executive session be kept completely confidential. Latting and Gee reviewed what had transpired since the last TSP board meeting concerning the litigation and discussions between the parties. Provisions of the proposed Declaration of Trust were discussed at length. (The complete proposed Declaration of Trust appears as Appendix A in the minutes.)

MOTION NO. 2: Donahue moved, seconded by Minberg that:

1. The 1970-71 TSP Budgets be amended by increasing the allowance for legal expenses from \$4,000 to a total of \$16,000.
2. The proposed Declaration of Trust that appears as Appendix A in these minutes be accepted and offered for execution to the Board of Regents of The University of Texas.
3. The legal action taken by TSP against the Regents be dismissed with prejudice.
4. The corporation known as Texas Student Publications, Inc. be dissolved.

All four provisions are contingent on the Regents approval of the following:

1. The revised budgets providing a total of \$16,000 for legal expenses.
2. Execution of the Declaration of Trust.
3. The TSP Board's proposal to convey its assets to the Regents pursuant to the provisions of the Declaration of Trust.
4. Dismissing the law suit against all defendants with prejudice.

This motion passed with Davis, Binder, Donahue, Sauls, Stok and Minberg voting for; Fox voting against.

Once again the board was reminded by both Latting and Gee that the matter was not settled and there should be no discussion of the matters discussed in executive session.

III. DISCUSSION ON ACTION OF TSP MANAGING EDITOR CONCERNING APPOINTMENTS: The board was told that Reetz, the newly appointed Managing Editor of the Texan, had not followed the board's suggestion in giving Steve Wisch a position on the permanent staff. Members of the board expressed concern that Reetz had not followed the board's suggestion.

The meeting adjourned at 7:50 p.m.

DECLARATION OF TRUST

Texas Student Publications, Inc., acting by and through the undersigned as officers and directors, and the undersigned as officers and directors hereby convey, assign and transfer all assets of Texas Student Publications, Inc., of every kind and character, including, but not limited to, cash, bank accounts, personal property and real property, to the Board of Regents of The University of Texas System (hereinafter referred to as "Trustees") in trust, subject to the terms and conditions of this instrument.

1.

There is hereby created an Operating Board of Trustees, hereinafter called "Operating Trustees", who shall operate as hereinafter provided.

2.

All assets of Texas Student Publications, Inc., are hereby delivered to the Trustees and recorded in the accounting records of The University of Texas at Austin, to be used solely for the maintenance and support of the Texas student publications described in Paragraph 4 below. The recording, budgeting and expenditure of these assets will be in accordance with the Trustees' Rules and Regulations for the management of this type of funds and account.

3.

The operations of student publications on the campus of The University of Texas at Austin are under the control and jurisdiction of the Operating Trustees, constituted as hereinafter set out. All actions of the Operating Trustees and all business connected with student publications on the campus of The University of Texas at Austin conducted by them shall be pursuant to, subject to and in accord with Trustees' Rules and Regulations.

4.

The Operating Trustees are responsible for the issuance, publication and distribution of the student publications on the campus of The University of Texas at Austin. Such publications presently consist of The Daily Texan, The Summer Texan, The Texas Ranger Magazine, Cactus, Peregrinus, Texas Engineering and Science Magazine, and Riata. The Operating Trustees may authorize other publications.

5.

The Board of Operating Trustees is composed of eleven voting members, composed as follows:

- A. Four undergraduate students out of the Journalism Department of The University of Texas at Austin, elected (two to be elected in even-numbered years and two to be elected in odd-numbered years after the initial election; at the initial election under these rules all four shall be elected with provision for staggered terms as hereinafter set out) by those students certified by the chairman of such department as being journalism majors. Said election is to be held at least three weeks before the spring government election each year pursuant to the rules established by the Operating Trustees. No student shall be eligible to be a candidate for a position on the Board of Operating Trustees unless he has completed or will have completed by the end of the spring semester in which the election is held twelve hours of journalism courses, is in good standing (not on scholastic probation), and has completed at least one semester in residence in the long term at The University of Texas at Austin. The eligibility of a candidate must be certified to by the chairman of the Department of Journalism prior to the time of said election.
- B. Two undergraduate students elected at large from the student body of The University of Texas at Austin (one to be elected in even-numbered years and one to be elected in odd-numbered years after the initial election, at the first election under these rules both shall be elected with provision for staggered terms as hereinafter set out) at the same time as

the editor of The Daily Texan, pursuant to Section 11 hereof. If the President of the Students' Association is not one of the students elected at the election, then the President of the Students' Association shall serve as an ex officio member of the Board of Operating Trustees without vote.

- C. Two members of the faculty out of the voting faculty of the Department of Journalism and one member of the faculty out of the voting faculty of the College of Business Administration, all three to be appointed directly by the President of The University of Texas at Austin.
- D. Two professional newspapermen appointed by the President of The University of Texas at Austin.

6.

Voting members of the Board of Operating Trustees shall serve a term of two years beginning June 1 of each calendar year. However, in order to provide staggered terms the following procedure shall be used concerning the first Board of Operating Trustees under this section, to take office on June 1, 1972.

- A. The four journalism students elected from the Department of Journalism shall draw lots in the presence of a quorum of the Board of Operating Trustees to determine which two shall serve initial terms of one year and which two shall serve initial terms of two years.
- B. The two undergraduate students elected at large from the student body of The University of Texas at Austin shall draw lots in the presence of a quorum of the Board of Operating Trustees to determine which one shall serve an initial term of one year and which one shall serve an initial term of two years.
- C. The President of The University of Texas at Austin shall appoint one of the faculty out of the Department of Journalism for an initial term of one year, and he shall appoint the other journalism faculty member for an initial term of two years. The President of The University of Texas at Austin shall appoint the remaining faculty member for an initial term of two years.
- D. The President of The University of Texas at Austin shall appoint one of the professional newspapermen for an initial term of one year, and shall appoint the other professional newspaperman for an initial term of two years.

7.

Should any voting member or members of the Board of Operating Trustees resign, become ineligible or for any other reason fail to serve, if such member be one who was appointed by the President of The University of Texas at Austin, such President after consultation with the Operating Trustees, shall appoint a successor, and if ~~such member be one who is otherwise selected, then a majority of the Operating Trustees, shall appoint a successor,~~ and if such member be one who is otherwise selected, then a majority of the Operating Trustees, after consultation with the President, shall appoint a successor trustee, and in the event of a tie vote by the Operating Trustees, the President shall make such appointment. Each successor trustee shall possess the qualifications of his predecessor in office.

8.

In addition to the aforementioned voting members of the Board of Operating Trustees, the following persons shall serve as ex officio, non-voting members: The Dean of Students or his representative; the Editorial Manager of The Daily Texan; the General Manager of the publications; the Editor and Managing Editor of The Daily Texan; and the student editors of all other publications published by the Operating Trustees.

9.

Until the selection of the initial eleven-member Board of Operating Trustees as set out under Paragraph 5 hereof, there shall be nine (9) Operating Trustees as follows:

12-03-71

TSP Board Meeting 605
APPENDIX A - page 3.
8/27/71

<u>Name</u>	<u>Address</u>
Mr. Bob Binder	Students Association Union Bldg. 323 The University of Texas at Austin Austin, Texas 78712
Dr. Morris Davis	3303 River Road Austin, Texas 78703
Dr. Charles Bonjean	Route 8, Box 428 Austin, Texas 78703
Dr. Eugene Sauls	5801 Westslope Austin, Texas 78731
Dr. Frank Pierce	4202 Venabo Austin, Texas 78731
Mr. David Stok	2208 Nueces Austin, Texas 78705
Mr. David Hincberg	2600 Rio Grande Austin, Texas 78705
Mr. Tim Donahue	3509 Cherry Lane Austin, Texas 78703
Mr. John Fox	401 West 38th Austin, Texas 78705

10.

The officers of the Board of Operating Trustees shall be a President, a Vice-President and a Secretary, and such other officers as the Board of Operating Trustees may from time to time find necessary to carry on the business of the publications. Officers shall be elected from among the voting members of the Board of Operating Trustees at the first meeting after June 1 of each year. Officers' terms shall be for one year, but a person is eligible to serve an additional one-year term.

11. *st.*

At least three weeks prior to the spring student government elections, there shall be a student publications election on the campus of The University of Texas at Austin. At such election there shall be elected the Editor of The Daily Texan by the students of The University of Texas at Austin, but voting members of the Board of Operating Trustees shall appoint the Editor of The Daily Texan in the case of a vacancy. The eligibility of a candidate for Editor of The Daily Texan must be certified to by the Operating Trustees on standards set out in their Handbook prior to the time of said election. The Operating Trustees shall set out in its Handbook the conditions under which said elections may be held, including length of the campaign. The Editor of The Daily Texan shall serve for a term of one year beginning on June 1. There shall also be elected at this election the two student members of the Board of Operating Trustees (one student to be elected each year after the first spring election) as provided in Section 5 B.

12.

Subject to the provisions of this instrument, in the performance of all of its duties and in the exercise of all of its powers, the Board of Operating Trustees shall be subject to the direction of the Regents' Rules and Regulations. The Board of Operating Trustees shall conduct its meetings in strict adherence to Roberts' Rules of Order.

13.

There shall be an Executive Committee of the Board of Operating Trustees to be composed of three faculty members and two journalism students to be elected by the Board of Operating Trustees from its membership.

14.

The Executive Committee shall appoint a General Manager who shall be selected annually during the month of May for the fiscal year beginning September 1. The Executive Committee shall determine the compensation of the General Manager. The duties of the General Manager shall be prescribed by the Executive Committee, subject to the basic policies set forth by the Operating Trustees. The Editorial Manager(s) will be appointed by the Executive Committee, subject to basic policies set forth by the Operating Trustees. The Executive Committee shall determine the compensation of the Editorial Manager(s). The Editorial Manager of The Daily Texan shall be authorized to coordinate the activities between The Daily Texan and the Department of Journalism so as to secure the most effective use of the journalism laboratories and classes in the preparation of material for The Daily Texan. The Executive Committee shall fix the compensation of all editorial workers on student publications, subject to the final approval of the Operating Trustees. The Executive Committee shall appoint and fill all vacancies for Editor and Managing Editor of every publication, except The Daily Texan, and shall fix their compensation subject to final approval of the Operating Trustees at their next regular meeting.

15.

The Executive Committee is authorized to implement and is responsible for implementation of the policies of the Operating Trustees between meetings of the Operating Trustees.

16.

A definitive relationship between the Department of Journalism of The University of Texas at Austin and The Daily Texan published by the Operating Trustees must exist. Accordingly, the President of The University of Texas at Austin shall promulgate an operating procedure to establish this relationship. The operating procedure may be amended from time to time by mutual agreement between the Department of Journalism, through its chairman, and the Operating Trustees, with the concurrence of the President of The University of Texas at Austin. In the event the Chairman of the Department and the Board of Operating Trustees are unable to agree on amendments, the President of The University of Texas at Austin shall make the final decision.

17.

There shall be established within the Board of Operating Trustees a Review Committee which shall be composed of one member of the journalism faculty, one journalism student, and one professional newspaperman. Such members are to be elected by the Operating Trustees out of the membership of the Board of Operating Trustees. All appeals on material withheld from publication by the Editorial Manager, or respective publications supervisors, shall be considered by the Review Committee within 24 hours of the action. A decision of the Review Committee may be appealed to the Operating Trustees, but seven affirmative votes of the Operating Trustees are required to overrule said decision of the Review Committee. In all such matters, the actions of the Operating Trustees shall be final and complete without review outside the Operating Trustees.

18.

It shall be the duty of the Board of Operating Trustees to furnish on request to the President of The University of Texas at Austin, the Chancellor of The University of Texas System and the Board of Regents of The University of Texas System, within two weeks of such request, any special reports requested by such officials.

19.

At least eighteen copies of the minutes of all meetings of the Operating Trustees shall be delivered promptly to the President of The University of Texas at Austin for distribution to the Chancellor, the Vice-Chancellor for Academic Affairs, the members of the Board of Regents, the Secretary to the Board of Regents and such members of The University of Texas at Austin administration as the President of The University of Texas at Austin may direct. No action of the Operating Trustees shall have any force or effect unless included in the minutes and until it has been approved by the President of The University of Texas at Austin, except actions of the Operating Trustees pertaining to decisions of the Review Committee,

and except as to actions of the Operating Trustees with respect to the appointment, discipline or removal of editors, which actions need only be reported in the minutes for information, but are not reviewable outside the Board of Operating Trustees.

20.

No budget or budget amendment adopted by the Operating Trustees shall have any force or effect until such budget or budget amendment has been approved by the Board of Regents.

21.

No expenditure shall be made by the Operating Trustees unless it is made in accordance with and pursuant to a budget item that has been previously adopted by the Operating Trustees and approved by the Board of Regents.

22.

Within ninety days following the close of each fiscal year, the President of The University of Texas at Austin shall be furnished for distribution to the Chancellor and to the members of the Board of Regents, the Secretary to the Board of Regents and to such members of The University of Texas at Austin administration as the President of The University of Texas at Austin may direct, at least fifteen copies of a complete audit of the fiscal year.

23.

All employees, editors, editorial workers and staff members employed to work on student publications under the control and jurisdiction of the Operating Trustees including all employees of the corporation known as Texas Student Publications, Inc. holding office or employment as of the effective date of this Declaration of Trust shall continue in office or employment (unless changed by the Operating Trustees in accordance with the Declaration of Trust).

24.

Subject to Section 23 of this Declaration of Trust, the Operating Trustees shall have the authority: (1) to appoint the Managing Editor of The Daily Texan from among qualified students; (2) to take disciplinary action against the employees, editors, editorial workers and staff members of student publications, including the removal from office after due notice, for a violation of the policies of the Operating Trustees or for nonperformance of duties; such removal shall require a majority vote (action of the Operating Trustees in the matter of the appointment, discipline and removal of editors shall be final and complete); provided, however, that no action taken by the Operating Trustees with respect to the employment, dismissal, salary or duties and responsibilities of either the General Manager or the Editorial Manager(s) shall have any force or effect until it has been approved by the Board of Regents; and (3) to determine the character and policies of all student publications.

25.

Since all funds utilized in the operations of student publications are under the direct control of an agency of the University, the Operating Trustees, the Vice-President for Business Affairs of The University of Texas at Austin and the Director of The University of Texas at Austin Personnel Office shall immediately make arrangements for assuring that all appropriate personnel are placed under the budgetary and personnel regulations applicable to other University of Texas at Austin employees.

26.

The Operating Trustees shall promulgate and implement a handbook which shall contain the operating policies of the Operating Trustees.

27.

The provisions of this instrument may be amended only with the concurrence of Trustees and a majority of the Operating Trustees.

28.

Trustees, by the execution of this instrument, accept the assets hereby conveyed and delivered, subject to all of the terms and provisions of this instrument.

TEXAS STUDENT PUBLICATIONS, INC.

ATTEST:

David Minberg
David Minberg, Secretary

By: Bob Binder
Bob Binder, Chairman

DIRECTORS

1. [Signature]
2. [Signature]
3. [Signature]
4. Morris G. Davis
5. [Signature]
6. [Signature]
7. [Signature]
8. Frank N. Pierce

THE BOARD OF REGENTS OF THE UNIVERSITY
OF TEXAS SYSTEM

ATTEST:

Betty Ann Theford
Betty Ann Theford, Secretary

By: [Signature]
John Peace, Chairman



OFFICE OF THE SECRETARY OF STATE

CERTIFICATE OF DISSOLUTION
OF

TEXAS STUDENT PUBLICATIONS, INC.

The undersigned, as Secretary of State of the State of Texas, hereby certifies that duplicate originals of Articles of Dissolution of the above Corporation, duly signed and verified pursuant to the provisions of the Texas Non-Profit Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY the undersigned, as such Secretary of State, and by virtue of the authority vested in him by law, hereby issues this Certificate of Dissolution and attaches hereto a duplicate original of the Articles of Dissolution.

Dated October 1, 1971.

Secretary of State

12-03-71

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ARTICLES OF DISSOLUTION

of

TEXAS STUDENT PUBLICATIONS, INC.

Filed in the Office of the
Secretary of State of Texas
This 1st day of Oct 1971
Director, Corporation Division

Pursuant to the provisions of Article 6.05 of the Texas Non-Profit Corporation Act, the undersigned corporation adopts the following Articles of Dissolution for the purpose of dissolving the corporation:

- 1. The name of the corporation is Texas Student Publications, Inc.
- 2. A resolution to dissolve was adopted in the following manner:

"The resolution to dissolve was adopted at a meeting of the board of directors held on August 27, 1971, and received the vote of a majority of the directors in office, there being no members having voting rights in respect thereof."

- 3. All debts, obligations and liabilities of the corporation have been paid and discharged or adequate provision has been made therefor.
 - 4. All remaining property and assets of the corporation have been transferred, conveyed or distributed in accordance with the provisions of the Texas Non-Profit Corporation Act.
 - 5. There are no suits pending against the corporation in any court.
- Dated the 1st day of October, A.D. 1971.

TEXAS STUDENT PUBLICATIONS, INC.

WITNESS

David M. Meyer
David Hineberg, Secretary

By: Bob Binder
Bob Binder, Chairman of the Board
of Directors, there being no
President

The State of Texas,)

County of Travis.)

I, Joseph Lutting, a Notary Public, do hereby certify that on this day personally appeared before me Bob Binder, who, being duly sworn, declared that he is Chairman of the Board of Directors of the corporation executing the foregoing document, that he signed the foregoing document in the capacity therein set forth, and that the statements therein contained are true.

In Witness Whereof, I have hereunto set my hand and seal this 1st day of October, A. D. 1971.

Joseph Lutting
Notary Public in and for
Travis County, Texas

NO. 190,540

THE BOARD OF REGENTS OF	(
THE UNIVERSITY OF TEXAS)	
SYSTEM AND STATE OF TEXAS	(
ON THE RELATION OF THE BOARD)	
OF REGENTS OF THE UNIVERSITY	(IN THE DISTRICT COURT OF
OF TEXAS SYSTEM,)	
	(
Plaintiffs)	
	(
V.)	TRAVIS COUNTY, TEXAS
	(
TEXAS STUDENT PUBLICATIONS,)	
INC., BOB BINDER, NORRIS G.	(
DAVIS, EUGENE H. SAULS,)	167TH JUDICIAL DISTRICT
FRANK N. PIERCE, DAVID M.	(
MINSBERG, CHARLES M. BONJEAN,)	
TIMOTHY A DONAHUE, JOHN H.	(
FOX AND DAVID STOK,)	
	(
Defendants)	

MOTION FOR LEAVE TO TAKE NON-SUIT

TO THE HONORABLE JUDGE OF SAID COURT:


NOW RESPECTFULLY COME Plaintiffs and Defendants and Cross-Plaintiffs, and each and all of them, and show the Court that all matters in controversy in this cause have been resolved and that all parties hereto respectfully pray that all claims asserted by them be dismissed with prejudice.

CRAWFORD C. MARTIN
Attorney General of Texas


W. O. SHULTZ
Assistant Attorney General

P. O. Box 12548
Capitol Station
Austin, Texas 78711

MILLS, SHIRLEY, McMICKEN & ECKEL
PRESTON SHIRLEY

BY 
PRESTON SHIRLEY
600 U. S. National Bank Bldg.
Galveston, Texas 77550

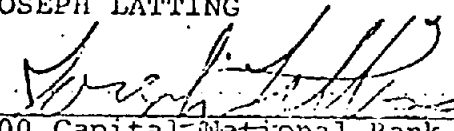
ATTORNEYS FOR PLAINTIFFS

FILED

SEP 1 1971

GRAVES, DOUGHERTY, GEE,
HEARON, MOODY & GARWOOD
THOMAS G. GEE
204 Austin National Bank Bldg.
Austin, Texas 78701

JOSEPH LATTING


500 Capital National Bank Bldg.
Austin, Texas 78701

ATTORNEYS FOR DEFENDANTS
AND CROSS-PLAINTIFFS

ORDER

The above and foregoing joint motion is hereby granted as to all parties, and the causes of action alleged by all parties hereto are hereby dismissed with prejudice, with each party to pay the Court costs accrued by it.

RENDERED and ENTERED this 1st day of October, 1971.


JUDGE

The Operating Procedure
of
The Daily Texan
The Department of Journalism
of
The University of Texas at Austin

Section 1. General. (a) In promulgation of the Operating Procedure of The Daily Texan with The Department of Journalism of The University of Texas at Austin, the essential authority and responsibility delegated to student editors is restated at the outset: in all matters of news and editorial content, the student editors will exert final judgment in day-to-day operations except those matters on appeal. In all matters relating to appeals of editorial and news content of student publications, The University of Texas at Austin Board of Operating Trustees is the final arbiter.

(b) The Chairman of the Journalism Department shall assign faculty members to counsel and work with The Daily Texan staff members who have day-to-day responsibility for general news assignments, editing and makeup of the general portion of the Texan. The Chairman of the Journalism Department shall also make available faculty members to work with special departments of the Texan on request.

(c) The faculty members may not be censors. The faculty members shall be directed by the Chairman of the Journalism Department and authorized by the Board of Operating Trustees, however, to see that students working in journalism labs associated with The Daily Texan carry out the provisions of the Board of Operating Trustees Handbook to the letter.

(d) The faculty members shall function in a positive manner assisting student editors and collaborating with students in the development of story assignments from inception to final publication. As part of this function, the faculty members shall relate to student editors information designed to achieve the best possible techniques and results in the areas of reporting, photography, editing and makeup. Dialogue with competent faculty with previous professional experience is expected to prevent mistakes which could be embarrassing to the student editors.

(e) The Board of Operating Trustees shall direct its student staff and permanent staff to cooperate with the respective faculty members appointed by the Chairman of the Journalism Department.

Section 2. ASSIGNMENT SHEETS. To avoid duplication of interviews and reporting the Reporting Laboratory Supervisor of the Department of Journalism and the Texan Managing Editor, or his designated representative, in cooperation with each other, shall provide the assignment sheets for The Daily Texan.

Section 3. COPY FROM REPORTING LABORATORY. Any news copy turned over to the Texan staff from a student in the Reporting Laboratory may not be altered in meaning or changed substantially by the Texan staff without consulting with the Reporting Laboratory Supervisor or the student reporter except as the change relates to length.

Section 4. RIGHT TO HOLD COPY. As may be set out in the Board of Operating Trustees Handbook, the Editorial Manager may hold any copy that is deemed libelous or not in accord with the policies of the Board of Operating Trustees. In the case of material or copy produced as an academic assignment in a class, in the reporting laboratory or the editing laboratory, any faculty member assigned to work with the staff of The Daily Texan under the provisions of Section 1 of this Procedure or the Editorial Manager may hold such material or copy that is deemed by such faculty member or editorial manager to be libelous or not in accord with the policies of the Texan as set out in the Handbook of the Board of Operating Trustees. Immediately after this action, the person holding the copy shall report his exercise of that privilege to the Editor or Managing Editor of The Daily Texan. The Editor or the Managing Editor may submit the copy to the Review Committee established by the Declaration of Trust of the Board of Operating Trustees, and, if overruled by the Review Committee, to the Board of Operating Trustees for their decision, all under the provisions of said Operating Trustees' Declaration of Trust. Appeals may be made only at the request of the Editor or Managing Editor.

PROMULGATED by the President of The University of Texas at Austin on this 19th day of November, A.D. 1971.

Stephen H. Spurr
President, The University of Texas at Austin

U. T. EL PASO: NOMINATIONS TO THE DEVELOPMENT BOARD. -- Acting Chairman Erwin reported that in the Executive Session of the Committee of the Whole approval had been given to nominations to the Development Board of The University of Texas at El Paso. These nominations if accepted will be reported as an item for the record at a subsequent meeting of the Board.

U. T. ARLINGTON, U. T. DALLAS AND DALLAS MEDICAL SCHOOL: AUTHORIZATION TO ESTABLISH NORTH TEXAS REGIONAL COMPUTER CENTER. --Deputy Chancellor Walker reported that The University of Texas at Arlington, The University of Texas at Dallas, The University of Texas Southwestern Medical School at Dallas and System Administration had been studying the feasibility and desirability of establishing a joint computer facility to serve the administrative, educational and research needs of the three institutions in the north Texas area. System Administration was authorized to proceed with planning and funding the North Texas Regional Computer Center with specific details to be reported to and approved by the Board of Regents before finally proceeding. The purpose of this computer center is to serve U. T. Arlington, U. T. Dallas and Dallas Medical School and will be located on the campus of the Dallas Medical School with major terminals at each of the component institutions. (See Page 30.) This center will be funded from the operating budgets of each institution and from use by other educational institutions on a time-available basis.

U. T. PERMIAN BASIN: REPORT ON LITIGATION AND EMPLOYMENT OF ROBERT BROWN. --A written report was received from Chairman Peace to the effect that the lawsuit styled H. Winston Hull, et al., v. Robert S. Calvert, Comptroller of Public Accounts (U. T. Permian Basin case) has been submitted to the Supreme Court.

The Board ratified the action of Chairman Peace in requesting the Attorney General to employ Mr. Robert Brown, attorney of Houston, Harris County, Texas, as Special Assistant Attorney General to represent the University and to assist Mr. Malcolm Quick in oral argument before the Texas Supreme Court on November 3, 1971, and to authorize that The University of Texas System pay for Mr. Brown's services from state funds.

GALVESTON MEDICAL BRANCH: NOMINATION OF DR. DONALD KENNEDY TO THE NATIONAL SCIENTIFIC ADVISORY BOARD OF THE MARINE BIOMEDICAL INSTITUTE. --Dr. Donald Kennedy was named to the National Scientific Advisory Board of the Marine Biomedical Institute at The University of Texas Medical Branch at Galveston.

HOUSTON MEDICAL SCHOOL: DESIGNATION OF THE BOARD OF DIRECTORS OF THE HOUSTON MEDICAL FOUNDATION AS THE DEVELOPMENT BOARD OF THE HOUSTON MEDICAL SCHOOL. -- It was ordered that the members of the Board of Directors of the Houston Medical Foundation also serve as the Development Board for The University of Texas Medical School at Houston.

RATIFICATION (AFFILIATION AGREEMENT). --The following agreement was ratified:

System Nursing School: Affiliation Agreement with Southwest Texas Methodist Hospital, San Antonio, Texas, for Clinical Training for Nursing Students. --An agreement between the Board of Regents of The University of Texas System and The Southwest Texas Methodist Hospital, San Antonio, Texas, based on the model agreement approved by the Board of Regents on September 12, 1970, for clinical training for nursing students was ratified. Chairman Peace was authorized to execute the agreement which has been approved as to form by a University attorney and as to content by the Vice-Chancellor for Health Affairs and the Deputy Chancellor for Administration.

ITEMS FOR THE RECORD. --Below are items that have been approved by the Committee of the Whole as indicated. These were reported at this meeting for the record and were ratified:

Galveston Medical Branch: Development Board Membership. --The Committee of the Whole in Executive Session on April 23, 1971, approved those individuals starred (*) in the list below for membership on The University of Texas Medical Branch at Galveston Development Board. Their acceptances have been received, and the complete membership of the Galveston Medical Branch Development Board follows:

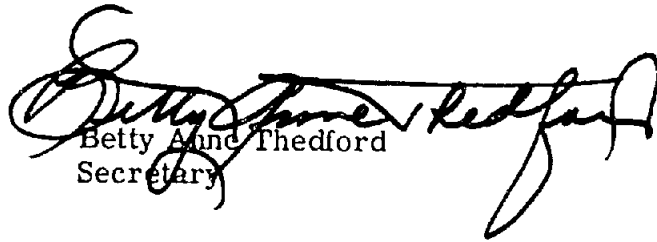
	<u>Term Expires</u>
Dr. Robert W. Kimbro, Chairman, Cleburne Texas	1972
Mr. Carl R. Byard, Galveston, Texas	1972
Dr. H. Frank Connally, Jr., Waco, Texas	1972
Dr. McIver Furman, Corpus Christi, Texas	1972
Dr. Van Doren Goodall, Clifton, Texas	1973
Dr. Walter F. Hasskarl, Brenham, Texas	1974
*Dr. Jesse B. Heath, Madisonville, Texas	1973
Mr. Harris L. Kempner, Galveston, Texas	1974
Mr. W. L. Moody IV, Galveston, Texas	1974
Dr. C. M. Phillips, Levelland, Texas	1973
Dr. Harvey Renger, Hallettsville, Texas	1972
Dr. William D. Seybold, Houston, Texas	1974
Mr. Preston Shirley, Galveston, Texas	1973
Dr. Courtney M. Townsend, Paris, Texas	1973
*Dr. Jim M. Vaughn, Tyler, Texas	1972
Mr. John M. Winterbotham, Houston, Texas	1973
Mr. Sam P. Woodson, Jr., Fort Worth, Texas	1974

Authorization to Chairman to Employ Preston Shirley in the Texas Student Publications, Inc., Case. --On June 4, 1971, Chairman Peace was given specific authority to employ Preston Shirley as counsel in the Texas Student Publications, Inc., case if it was deemed necessary.

SCHEDULED MEETINGS. --The schedule of meetings of the Board of Regents of The University of Texas System was revised to read as follows:

February 4, 1972, in Austin
 March 17, 1972, in Austin
 April 28, 1972, in Austin

ADJOURNMENT. --There being no further business, the Board of Regents was duly adjourned at 2:20 p. m.


Betty Anne Thedford
Secretary

December 9, 1971