



MINUTES

Montana Board of Regents

Conference Call Meeting

March 27, 2007

The Meeting Convened at 8:08 a.m.

ROLL CALL

Roll Call indicated a quorum present.

Regents present by phone: Steve Barrett vice Chair, Todd Buchanan, Clayton Christian, Lynn Hamilton Chair, Heather O'Loughlin, Janine Pease, and Lila Taylor

Also present: Commissioner Sheila Stearns *ex officio*

Ex officio Regents absent and excused: Governor Brian Schweitzer and Superintendent Linda McCulloch.

Also present by phone: at OCHE - Cathy Swift, Roger Barber, Mick Robinson
At President Dennison's Office - George Dennison, Jerry Furniss, Jack Morton, Claudia Denker, Betsy Cohen (*Missoulian*), Charlie Thorn
Larry Gianchetta
Tom Gibson

ACTION

Approval of America's Professor Project, The University of Montana. [ITEM 134-1004-R0307](#)

Chair Hamilton moved approval; seconded by Regent Barrett.

Chief Legal Counsel Catherine Swift updated the Board on the changes made to this item:

- Conflict of Interest Management Plan.
- Professors act as independent contractors.
- Professors will not be paid as employees for any work done on this program.
- If a course is ever approved to be offered for credit, a license fee to compensate AP for its additional work in offering courses for credit will be negotiated between AP and UM.
- Any new or replacement partner from the university must come before the Board under Policy 407, and would appear on the Consent Agenda.

- UM may give a 60 day notice to discontinue the Contract at any time.
- Absent a mutual decision by the parties to terminate the Agreement, AP must wait for 3 years prior to giving notice to discontinue or must pay to UM the shortfall between three years of UM's in-kind contributions and the three years of net revenue received by UM from this Agreement.
- UM has first right of refusal if AP is put up for sale.
- If UM refuses to buy AP, it can either discontinue the relationship altogether, or make an agreement with the new owner. (Professor Furniss confirmed this to be their understanding)
- An AP Committee will be made up of one of the principals (Furniss or Morton), a representative from Administration & Finance at UM, the Dean of Continuing Education or her designee, and Dean Gianchetta or his designee.
- The Committee will report to the President of UM and the Commissioner of Higher Education at least every 15 months detailing the number of students served, income, expenses, etc. President Dennison indicated it would be more often.
- Net revenue will be split 75/25 and this clause will be added into the Item.
- The Commissioner will relay these reports to the Board, and this clause will be added to the Contract.

Regent Hamilton modified her motion to include the last two bullets. Approved 6-1 with Regent Pease opposing.

CONSENT

Remodel Testing Center – Lommasson Center; The University of Montana – Missoula ITEM 134-1001-C0307

Motion by Regent O'Loughlin approved 7-0.

With no further business to come before the Board, the meeting recessed at 8:45 at which time the Executive Session convened. The Meeting adjourned at 9:00 a.m.

EXECUTIVE SESSION

Consideration of Special Award

Posted on

Approved by the Board of Regents on

April 5, 2007

(Date)

(Date)

Sherry Rosette
Board Secretary

Lynn Morrison-Hamilton
Board Chair