



MONTANA UNIVERSITY SYSTEM  
Office of the Commissioner of Higher Education

46 N Last Chance Gulch | PO Box 203201 | Helena, Montana 59620-3201  
(406) 444-6570 | FAX (406) 444-1469

## MINUTES

### MONTANA BOARD OF REGENTS MEETING NOVEMBER 15-17, 2006 Missoula, MT

APPROVED BY THE BOARD  
OF REGENTS MARCH 1, 2007

WEB PAGE ADDRESS: <http://www.bor.montana.edu/>

#### Thursday, November 16, 2006

The full board convened at 8:10 a.m.

**Regents present:** Chair Lynn Hamilton, Vice Chair Stephen Barrett, Lila Taylor, Clay Christian, Mark Semmens, Heather O'Loughlin, Janine Pease.

Jan Lombardi, Education Policy Advisor represented Governor Schweitzer.

**Regent Barrett moved approval of the September 2006 minutes. Approved 7-0**

#### SYSTEM ISSUES MUS Issues and Challenges

Tyler Trevor, Office of the Commissioner of Higher Education (OCHE) -Employment of Health care graduates in MT  
President Geoff Gamble, MSU-Bozeman – Recruitment and Compensation  
Chancellor Alex Capdeville, MSU-Northern – Recruitment and Apprenticeship Programs  
Dean Daniel Bingham, UM-Helena College of Technology – Budgets and Transfer  
Chancellor Frank Gilmore, UM-Butte Tech – STEM Programs  
Chancellor Richard Storey, UM-Western - Compensation  
President George Dennison, UM-Missoula – Providing mental health services to students  
President Jim Cargill, Dawson Community College – Business Partners and Budgets

Discussion followed on transfer of information issues and capabilities and mental health issues on campuses.

#### COMMITTEE REPORTS AND ACTION

##### ACADEMIC and STUDENT AFFAIRS COMMITTEE REPORT

- a. Revisions to Board of Regents' policies 301.11 and 301.12, dealing with credit totals in degree programs ITEM 133-101-R1106

**Regent Hamilton, Chair of Academic and Student Affairs Committee, moved approval of ITEM 133-101-R1106. Motion approved 7-0.**

- b. Revisions to MUS General Education Core ITEM 133-102-R1106

The purpose of the rules is to provide guidance to both students and the campuses.

**Regent Hamilton moved approval of the revised MUS General Education Core. Motion approved 7-0. The Board postponed action on the proposed operational rules, and asked the General Education Council to provide more information. The rules will be brought back to the Board at a subsequent meeting.**

- c. Indian Education for All plan for academic and research activities  
ITEM 133-103-R1106

**Regent Hamilton moved to adopt the proposed Indian Education for All plan, along with the recommendation to explore options for continuation or creation of advisory groups on Indian Education for All in the Montana University System. Motion approved 7-0.**

#### Level II Items

- d. B.S. and minor in Wildland Restoration, The University of Montana-Missoula ITEM 132-1001-R0706

**Regent Hamilton moved approval. Motion approved 7-0.**

Regent O'Loughlin requested both UM-Missoula and MSU-Bozeman campuses look at the issue of the

differences in the programs in the 4<sup>th</sup> year transferability of credits in these programs.

- e. Center for Advanced Supramolecular and Nano Systems, Montana Tech of The University of Montana ITEM 132-1502-R0706

**Item withdrawn. The Center will be brought back to the Board at a subsequent meeting.**

- f. Center for Advanced Mineral and Metallurgical Processing, Montana Tech of The University of Montana ITEM 132-1503-R0706

**ITEM withdrawn on the request of MT Tech of UM.**

It was determined that the Center is an existing Center and therefore does not require board approval.

- g. B.S. in Bioengineering, Montana State University-Bozeman ITEM 132-2010-R0906
- h. Option in Clinical Nurse Leader as part of the Master of Nursing degree program, Montana State University-Bozeman ITEM 132-2011-R0906

**Regent Hamilton moved approval of g & h. Motion approved 7-0.**

- i. Ph.D. in Ecology and Environmental Sciences, Montana State University-Bozeman ITEM 132-2012-R0906
- j. B.A. in American Studies, Montana State University-Bozeman ITEM 132-2013-R0906

**Regent Hamilton moved approval of i & j. Motion approved 7-0.**

- k. Certificates of Applied Science in Accounting Assistant, Assistant Drafter, Automobile Collision Refinishing Technician, Automobile Collision Repair Technician, Automotive Technology, Diesel Technology, Medical Coding and Insurance Billing, Networking, Office Assistant and Welding and Metal Fabrication, Montana State University-Billings College of Technology ITEM 132-2701-R0906
- l. Certificates of Applied Science in Computer Assistant, Creative Arts Enterprise, Fundamentals of Business, General Office Assistant, Legal Receptionist and Medical Receptionist, Montana State University-Great Falls College of Technology ITEM 132-2851-R0906

**Regent Hamilton moved approval of k & l. Motion approved 7-0.**

- m. Certificate in Agriculture/Agribusiness, Miles Community College ITEM 132-401-R0906
- n. A.A.S. in Engineering Technology, Dawson Community College ITEM 132-201-R0706

**Regent Hamilton moved approval of m & n. Motion approved 7-0.**

### INFORMATION

- a. Program review reports from the campuses of the Montana University System.  
Since this was the first round of program review reports, under the new Board policy, the Regents and the campuses were pleased with the results. The chief academic officers will continue to monitor the process, and may suggest some changes.
- b. Summer and fall enrollment reports – Tyler Trevor  
Discussion followed.
- c. College Preparatory Program report.  
Deputy Commissioner Barber explained the committee requested the exemption portion be looked at. The regents asked staff to come back with recommendations or policy revisions.
- d. Additional information on Policy 940.29, post-baccalaureate students.

**OCHE staff will develop recommendations to be presented to the Board of Regents.**

- e. 2006 ACT and SAT scores in Montana  
Board members were urged to read the report, and refer any questions to the Commissioner's office.
- f. MUS General Education Core on-line  
The General Education Council has identified several additional tasks to undertake, including the development of an assessment plan for the MUS General Education Core.

**The Board unanimously agreed that the Commissioner's staff should continue its project to make the MUS Core available to students on-line.**

### CONSENT

- a. Level I memorandum.  
Deputy Commissioner Barber explained the last item in the memorandum that addresses film studies would be removed from the memorandum.

### STUDENT REPORTS

The following students presented reports: (Written reports on file)

Andrea Helling, President ASUM  
Chris Mjelde, Montana Tech of the University of Montana  
Whitney Wines, UM-Western  
J.T. Hinman, UM-Helena College of Technology  
Cole Arthun, MSU-Bozeman  
Kevin Majewski, MSU-Billings

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Meeting recessed for lunch at 12:15.  
The meeting reconvened at 1:05 p.m.

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### **WORKFORCE DEVELOPMENT COMMITTEE REPORT**

- a. Proposed Bitterroot Valley Community College Update (BVCC)  
Regent Taylor explained that Victoria Clark, BVCC spokesman, had requested a time at the January 2007 meeting to present another update. The BVCC Exploration Committee is moving forward with a petition for the Board for a call for a vote on establishment of a community college. They are gathering a few more signatures on their petition, but have enough signatures to qualify for a vote in Ravalli County.  
Victoria Clark spoke in support of the community college proposal to meet the educational needs in the Bitterroot Valley.

The following concerns and issues were mentioned in the discussion:

- Creating another community college
- Re-inventing the wheel
- Funding that would be needed
- Needs to be more exploration of what needs to be provided
- Needs to be less discussion on the actual structure and more discussion on the actual needs
- The mission of the post-secondary educational units
- There are already 20 locations in the State of Montana that provide a variety of forms of direct access to post-secondary education, as well as several on-line options
- UM-Missoula will continue discussions with the BVCC Exploratory Committee
- Long range building for a satellite campus

**Commissioner Stearns will give an update to the Board at the March 2007 meeting.**

- b. Apprenticeship Memorandum of Understanding

Key points discussed:

- Registered apprenticeships have existed in Montana since 1941, but traditionally have not had any direct linkage with higher education.
- About a year ago, Labor Commissioner Keith Kelly brought education, labor, and industry together to put together an MOU outlining a process for establishing apprenticeship programs. The goal is to have various training programs be consistent with each other, allow more students to stay in state for training, and make sure credits can transfer to registered apprenticeships.
- Jane Baker, Arlene Parisot, and one to-be-determined new MUS member will sit on the apprenticeship advisory board for the SWIB. The purpose of the MOU is to encourage coordination and communication, not to give any one group control over others.
- This MOU would not cover all new programs or courses, but it is not clear precisely where the boundaries are for what is covered and what is not. Certain new programs that could potentially lead to credit in a registered apprenticeship program might be covered and the boundary issues will be worked out over time.
- Mark Maki stated that the SWIB/MDLI would not be voting "yes" or "no" on needing to approve new programs because of this MOU.
- The MOU does require the MUS to keep the SWIB/MDLI informed of new programs or courses that could lead to registered apprenticeship credit.
- The intent of the MOU is to promote better collaboration and coordination between MDLI, the SWIB, the MUS, labor, and industry.
- The MUS will not, by signing this MOU, be required to give credit for coursework as part of an apprenticeship program, if it would not otherwise do so.
- The MOU will not take away any programs that COTs/CCs have already developed.
- The MOU allows any party to opt out with 10 days notice, so if the MOU significantly impairs any party's ability to serve its constituents/students it can be voided.

OCHE staff recommended signing the MOU.

**Regent Semmens moved approval of the MOU. Motion approved 6-1, with Regent Taylor dissenting.**

### **ADMINISTRATIVE, BUDGET, and AUDIT OVERSIGHT COMMITTEE REPORT**

## ACTION

- a. Authorization for Increased Spending Authority in FY07 General Funds -UM-Missoula ITEM 133-1026-R1106  
Regent Semmens clarified this request was for increased spending authority, but not increased State funds.

**Regent Semmens moved approval of ITEM 133-1026-R1106. Motion approved 7-0.**

- b. Indexing of Fees – UM-Missoula ITEM 133-1020-R1106

The intent is to put an inflationary indexing process in place for certain student fees. This is a pilot program at UM-Missoula to be reviewed in 2008. Bill Muse and Candy Holt, UM-Missoula, spoke for informational purposes.

**The committee recommended approval of this item because of the significant student involvement in the process.**

Discussion followed:

- where does the additional money go
- estimate of cost increases
- concern of setting a precedent
- does this fix the problem of fees adequately covering the inflationary costs
- do not want to wait too long to cover increased costs
- fee increases must still come before the Board of Regents for approval, as do all others

**Regent Semmens moved approval of ITEM 133-1020-R1106. Motion approved 6-1 with Regent O’Loughlin dissenting.**

- c. Authority to Plan and Design New Sky Suites at Football Stadium – MSU-Bozeman ITEM 133-2007-R1106

Clarified this would be built with private funding with lease agreement funding to aid in covering costs. MSU will come before the BOR if they decide to go through with the construction of the project. Project is designed to be totally funded by private funds.

**Regent Semmens moved approval of ITEM 133-2007-R1106. Motion approved 7-0.**

- d. Authority to Negotiate Acquisition of Story Mansion – MSU-Bozeman ITEM 133-2009-R1106

The city of Bozeman currently owns the building with selling price to be negotiated. Money for operation and maintenance of this building will need to come from private donations and funds other than state funds. MSU wants approval by the regents for negotiations to continue because donors are hesitant to donate until that occurs.

**Regent Semmens moved approval of ITEM 133-2009-R1106. Motion approved 7-0.**

- e. Lease of Building (EOCM) – MSU-Northern ITEM 133-2803-R1106

**Regent Semmens moved approval of ITEM 133-2803-R1106. Motion approved 7-0.**

- f. Authorization to Negotiate a Constant Maturity Swap Contract for the Series J 2005 Facilities Revenue Bond Issue – MSU-Bozeman ITEM 133-2010-R1106

**Regent Semmens moved approval of ITEM 133-2010-R1106, including the approval of the Resolution Relating to the Approval of an ISDA Master Agreement and Other Documents with Respect to a Constant Maturity Swap for the Series J 2005 Bonds Heretofore Issued for Montana State University. Motion approved 7-0.**

- g. Increase Authority to Construct New Research Facility – MUS-Bozeman ITEM 133-2011-R1106

Construction of the facility was initially authorized in September 2005, to be financed with F & A funds from research. This item seeks increased authority. No state funds or student funds are to be used for the construction or the operation and maintenance of the building.

**Regent Semmens moved approval of ITEM 133-2011-R1106. Motion approved 7-0.**

- h. Rural Physician Incentive Program – OCHE ITEM 133-107 -R1106

Regent Barrett noted that none of these students are WWAMI students, but rather physicians moving to Montana.

**Regent Semmens moved approval of ITEM 133-107-R1106. Motion approved 7-0.**

- i. Distance Education Tuition and Fees ITEM 133-110-R1106

Regent Hamilton stated there was some concern voiced by the students regarding the student activity fee. The Regents directed OCHE staff to take a further look at whether or not the Student Activity Fee should be waived for the fully on-line students.

Informational speakers:

Tom Gibson, Director of Distance Education, Office of the Commissioner  
Rolf Groseth, MSU-Bozeman  
Dean Mary Moe, MSU-Great Falls College of Technology  
Andrea Helling, President of ASUM

Expressing concerns:

Chancellor Ron Sexton, MSU-Billings

George White, Provost of Academic Affairs, MSU-Billings  
**Regent Semmens moved to approve ITEM 133-110-R1106. Motion approved 7-0.**

### INFORMATION

- a. Audit Reports
  1. MSU-Bozeman Foundation – June 30, 2006
  2. MSU-Billings Foundation – June 30, 2006
  3. UM-Missoula Foundation – June 30, 2006  
Deputy Commissioner Mick Robinson presented a brief overview of the Foundation audits.
  4. MUS Self-Funded Workers Comp Program – June 30, 2006  
This was postponed to a future meeting.
  5. DNRC Morrill Trust – June 30, 2006  
Commissioner Stearns stated audit findings of \$507,999 had been diverted from 1966-2002 and that, according to the legislative audit, DNRC fiduciary responsibility to the trust requires it to return the funds to the beneficiary, MSU-Bozeman, plus interest. The Legislative Audit Committee urged the university system to continue to pursue this and the repayment of interest.
- b. Fee Committee Report  
Deputy Commissioner Robinson told the committee the Fee Report will be given at a future meeting.
- c. MUS Honor Scholarship Update  
Bruce Marks, Director of Montana Guaranteed Student Loan Program (MGSLP) explained the proposed changes.

**The Board of Regents approved going forth with the proposed changes.**

- d. Governor's Postsecondary Scholarship Program Annual Report
- e. Concept Review: Acquire Highlands Golf Course – UM-Missoula  
The Board expressed continued interest in the concept, provided that additional information clarifies the benefits to students, the community, and provided that a sound business plan shows that it can be managed with appositve, self-sufficient cash flow.

Opposing Public Comment was offered by the following:

Dotty Servis, Secretary of the Women's Golf Association League at the UM Golf Course  
Cindy Kohn, former President of Mount Sentinel Women's Association

Supporting Public Comment was offered by Andrea Helling, ASUM President.

The value in this would be in the substitute value for future development.

**The board approved the concept review with understanding of the potential benefits to students, the community, and with the understanding that the project would not result in the consumption of any university resources.**

- f. Concept Review: Stadium Expansion – UM-Missoula  
President Dennison explained the rationale behind the Stadium Expansion Concept Review.

**The Regents authorized UM-Missoula to continue planning, with the understanding that it has to work financially.**

- g. OCHE Financial Data Warehouse – Update  
This was postponed to a future meeting.

### CONSENT

- a. Authorization to Expend Up to \$85,000 of Student Computer Fees – UM-Western ITEM 133-1601-R1106
- b. Authorization to Increase Auxiliary Budget Authority – FY2007 – UM-Missoula ITEM 133-1025-R1106
- c. Grant of Easement to City of Dillon – UM-Western ITEM 133-1602-R1106
- d. Authority to Name the Terry & Paul Melvin Graduate Art Studio – MSU-Bozeman ITEM 133-2003-R1106
- e. Renew Authority to Paint Existing Auxiliaries Facilities – MSU- Bozeman ITEM 133-2004-R1106
- g. Renew Authority to Construct a New Chemistry/Biochemistry Research Laboratory Facility - MSU-Bozeman ITEM 133-2005-R1106
- h. Authorization to Accept a Donation of Property to Adjust Boundary of Post Farm - MSU-Bozeman ITEM 133-2006-R1106
- i. Authorization to Grant Underground Electrical Service Easement to NW Energy - MSU-Northern ITEM 133-2802-R1106
- j. Authorization to Upgrade Information Technology Center (ITC) Electrical Systems in Renne Library – MSU-Bozeman ITEM 133-2008-R1106
- k. Approval of University System/Employee Joint Venture – UM-Missoula ITEM 133-1021-R1106

**Regent Semmens moved approval of all Consent Items except for Item g. Motion approved 7-0.**

**Regent Semmens moved approval of Item g. Motion passed 6-0, with Regent Barrett abstaining for potential conflict of interest.**

### STAFF and COMPENSATION COMMITTEE REPORT

#### ACTION

- a. MSU-Bozeman summer faculty compensation ITEM 133-104-R1106  
**Regent Barrett moved approval of ITEM 133-104-R1106. Motion approved 7-0.**
- b. Delegated authority for Commissioner approval of faculty contracts ITEM 133-105-R1106  
**Regent Barrett moved approval of ITEM 133-105-R1106. Motion approved 7-0.**
- c. Vehicle Safety policy ITEM 133-106-R1106  
**Regent Barrett moved approval of ITEM 133-106-R1106. Motion approved 7-0.**

#### INFORMATION

- a. Salary survey information (CUPA)  
Regent Semmens said the regents want to continue to monitor this information and base internal equity decisions on comparable data. The committee did not make a recommendation of target percentage.
- b. Recruitment and Retention Task Force
- c. Report on MUS employment contract status (per BOR policy 711.1)
- d. Health Insurance RFP
- e. MSU Housing Cost Video

#### CONSENT

##### Staff Items

- a. Office of Commissioner of Higher Education Item 133-100-R1106.
  - b. The University of Montana-Missoula ITEM 133-1000-R1106
  - c. Montana Tech of The University of Montana ITEM 133-1500-R1106
  - d. Montana State University-Bozeman ITEM 133-2000-R1106
  - e. Authorization to Confer the Title of Professor Emeritus of Art upon Robert Royhl Smith; Montana State University-Bozeman ITEM 133-2001-R1106
  - f. Authorization to Confer the Title of Professor Emeritus of Education upon Ardy Sixkiller Clarke; Montana State University-Bozeman ITEM 133-2002-R1106
  - g. Montana State University-Bozeman, Agricultural Experiment Station ITEM 133-2300-R1106
  - h. Montana State University-Bozeman, Extension Service ITEM 133-2400-R1106
  - i. Montana State University-Billings Item 133-2700-R1106
  - j. Montana State University-Northern ITEM 133-2800-R1106
  - k. Authorization to Confer the Title of Professor Emeritus of English upon Dr. William W. Thackeray, Jr., Montana State University-Northern ITEM 133-2801-R1106
  - l. Montana State University-Great Falls COT ITEM 133-2850-R1106
- Regent Barrett moved approval of the consent agenda. Motion approved 7-0.**

Meeting recessed at 5:15 p.m.

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#### Friday, November 17, 2006

The Board reconvened at 8:40 a.m.

**Regents Present:** Chair Hamilton, Vice Chair Barrett, Christian, Taylor, Semmens, O'Loughlin, Pease

Regent Barrett asked Chair Hamilton to consider compiling a task force to address how to deal with the entire spectrum of costs that affect employees in the Montana University System, including the high housing costs.

**Chair Hamilton requested Commissioner Stearns assemble a task force comprised of a cross-section of MUS employees.**

#### **BOARD OF EDUCATION TOPICS**

Education for Life Issues – Jan Lombardi, Governor's Office, discussed the Governor's proposed budget and its impact on higher education.

#### **SPECIAL TOPIC: INTERNATIONAL STUDENT EXCHANGE PROGRAMS**

Dr. William DeLauder, Executive Director to the Commission on the Abraham Lincoln Study Abroad Fellowship Program, gave the presentation *Preparing Students for a Global Society*. Discussion followed.

A proposed legislative Joint Resolution was submitted by Regent O'Loughlin.

**Chair Hamilton requested Commissioner Stearns and OCHE staff bring forth a recommendation at the January 2007 meeting regarding the DRAFT Joint Resolution.**

**THE GEAR UP PROGRAM** (Gaining Early Awareness and Readiness for Undergraduate Programs) Sandy Merdinger, Director of GEAR UP Office of the Commissioner of Higher Education gave an overview of GEAR UP. Chelsea Morales, a former GEAR UP student, spoke to the group on the benefits of the GEAR UP Program.

Jamie Jutila, Senator Baucus' office, read information on educational endeavors Senator Baucus has been pursuing, including the Higher Education Act.

**LEGISLATIVE PERFORMANCE AUDIT – University Research –** Angus Maciver and Diedra Murray, Legislative Auditors, presented the findings of the Legislative Performance Audit on the MUS Research Development. Jim Pellegrini, Deputy Legislative Auditor, followed up on points made in the research audit and encouraged accountability in the university system. Commissioner Stearns, Presidents Gamble and Dennison concurred with the recommendations given by the Legislative Audit Division and noted their plans, attached to the audit, to comply with the recommendations.

With no further business to come before the Board, the meeting adjourned at 12:00 p.m.

The next regular meeting of the Board of Regents is February 28-March 2, 2007.

Posted to the WEB on

December 1, 2007  
(Date)

Sherry Rosette  
Sherry Rosette  
Board Secretary

Approved by the Board of Regents on

3-1-07  
(Date)

Lynn Morrison-Hamilton  
Lynn Morrison-Hamilton  
Board Chair

