

MINUTES OF THE BOARD OF REGENTS  
OF HIGHER EDUCATION  
MONTANA UNIVERSITY SYSTEM  
December 13, 1976  
Helena, Montana

The Board of Regents of Higher Education met at 8:40 a.m., Monday, November 13, 1976 in the Capital Club Room in the Colonial Inn, Helena, Montana.

Ted James, Chairman, called the meeting to order. Present were: Ms. Mary Pace, Mr. Lewy Evans, Mr. Jeff Morrison, Mr. Sid Thomas and Dr. Lawrence K. Pettit.

On motion of Mr. James, the minutes of the October 29, 1976 meeting were approved.

Mr. James made the following announcements:

1. The State Board of Education will meet in the Governor's Reception Room at 3:00 p.m.
2. There will be a no-host luncheon at the Montana Club in honor of Dolores Colburg, Superintendent of Public Instruction.
3. Before adjournment, the Board will meet in Executive Session.

Ms. Pace moved that a letter be sent on behalf of the Board of Regents congratulating the coach and team at Montana State University for winning the NCAA Division II National Football Championship. Mr. Evans seconded the motion and it carried.

Mr. James congratulated Patricia Douglas on her appointment to the district Federal Reserve Board.

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Mr. Thomas moved that the Board dissolve to a committee of the whole to discuss Dr. Pettit's Athletic Report to the Board of Regents.

Dr. Pettit distributed the Student Advisory Council report on student activity and athletic fees. (Copy attached) A suggestion was made that consideration of the athletic portion of the report be tabled until the January meeting. Dr. Pettit mentioned that some additional study must be made and that Jack Peterson should be present to make his presentation.

Mr. Thomas moved that the Board segregate the discussion on student athletic fees from that on student activity fees. The motion carried.

Mr. Thomas moved that the Board defer any final action on student fees until the January meeting. The motion carried.

The Board directed the Student Advisory Council to report at a later date on allocation of student activity fees to academic programs.

Mr. Thomas made a motion to strike recommendations 1, 2 and 3 on pages 8 and 9 of the attached Athletic Report to the Board of Regents from Commissioner Pettit. The motion carried.

Pat Pomeroy made a presentation on behalf of the students at the University of Montana regarding the student activity fees.

Mr. Thomas moved to strike recommendation 4 on page 9 of the Athletic Report and to insert the following statement:

The Commissioner is directed to propose to the Board recommendations regarding alterations in the fee structure, considering, but not limited to:  
(1) differential; (2) tuition tied to percentage of instructional costs; and (3) fee consolidation.

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The motion carried.

Dr. Pettit moved that the committee of the whole rise and report to the Board of Regents. The motion carried. Mr. Thomas moved adoption of the amended committee report. The motion carried.

Mr. Thomas moved that Policy 5-003-R0774 be referred to the Policy Committee for review. The motion carried.

Dr. Pettit distributed the following reports to the Board: collective bargaining legislation, litigation, consolidated enrollment, and the Report of Joint Program Planning Committee, Western Montana College - University of Montana.

President Richard Bowers introduced the following Joint Program Planning Committee members from the University of Montana: Howard Reinhardt, John Photiades, Tom Livers, and Patricia Douglas. Dr. George Bandy introduced the following committee members from Western Montana College: Mike Foster, Dan Block, Frank Busch, and the Chairman, Dale Tash. Dr. Tash and Dr. Block reported on the progress of the committee.

Mr. Thomas, Chairman of the By-Laws and Policy Committee, recommended that Item 15-901-R1276, Policy for Filling Vacancies on the Staff of the Commissioner of Higher Education, be deferred to the next Board meeting. The motion carried.

Mr. Thomas recommended approval of Item 15-001-R1276, Recognition of Accrediting Associations, Montana University System. The motion carried.

Mr. Thomas reported Policy Committee approval of Policy on Simultaneous Registration at Two Units of the Montana University System with the

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following amendment: strike all sections after "Procedures" and add the following: "The Commissioner shall promulgate guidelines to implement this policy." He moved that the Board approve the policy as amended. The motion carried.

Mr. Thomas reported the Policy Committee recommended approval of Item 15-601-R1276, Transfer of Monies from the Regents to Western Montana College to assist in the purchase of a bus. Mr. Thomas so moved. The motion carried.

On motion of Mr. Evans, Chairman of the Capital Construction Committee, the following items were approved:

- Item 15-702-R1276, Authorization to Purchase Board of Oil and Gas Conservation Commission Property
- Item 15-201-R1276, Paving Parking Lots at Montana State University
- Item 15-202-R1276, Remodel Portions of the Architecture Building, Montana State University
- Item 15-203-R1276, Remodeling Portions of the Art Building, Montana State University
- Item 15-204-R1276, Remodeling a Portion of Leon Johnson Hall, Montana State University
- Item 15-205-R1276, Remodel Rooms 407 and 408 of Lewis Hall, Montana State University
- Item 15-206-R1276, Remodeling Portions of Herrick Hall, Montana State University
- Item 15-207-R1276, Remodeling a Portion of the Physics Building, Montana State University
- Item 15-208-R1276, Remodeling a Portion of Romney Gymnasium, Montana State University
- Item 15-209-R1276, Relighting a Portion of the Student Union Building Theatre and Remodeling a Portion, Thereof, Montana State University

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Item 15-210-R1276, Remodeling a Portion of  
Traphagen Hall, Montana State  
University

Mr. Evans reported that Item 15-211-R1276, Construction of Auto Repair Shop, Montana State University is brought to the Board without a recommendation from the Capital Construction Committee.

The Board recessed at 9:40 a.m.

The Board reconvened at 9:50 a.m. with the same members present.

President Carl McIntosh reported that this will be Bill Johnstone's last attendance at a Board meeting before his retirement.

Mr. Thomas moved approval of Item 15-211-R1276, Construction of Auto Repair Shop, Montana State University. Mr. Evans gave a brief explanation of the item and Beau Bradley, Student Body President at Montana State University, explained in more detail. After a brief discussion, the item was approved.

Mr. Evans reported that the Capital Construction Committee was making no recommendation to the Board on Item 15-214-R1276, Construction of Stables, Montana State University. President Carl McIntosh reported the matter had not yet been taken to the student body and pointed out that if the Board took no action at this time, it could not be taken to the Legislature for approval during this Legislative session. He reported that the cost would be approximately \$340,000. Mr. Evans moved that the Board table this until the students at Montana State University are polled. After a lengthy discussion, Mr. Evans withdrew his motion to defer this matter and Ms. Pace moved adoption of the item. Mr. Thomas moved that the Board table the motion. Mr. Thomas and Mr. Evans voted

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"yes." Ms. Pace and Mr. Morrison voted "no." Mr. James voted "yes" and the item was tabled.

Mr. Evans reported that the Capital Construction Committee recommended approval of Item 15-212-R1276, Construction of Outdoor Tennis Courts, Montana State University, and Item 15-213-R1276, Construction of Additional Physical Education and Recreation Facilities, Montana State University. Mr. Evans so moved and the motion carried.

Mr. Evans reported that the Capital Construction Committee recommended deferral of Item 15-215-R1276, Reroofing Fieldhouse, Montana State University, Item 15-216-R1276, Planning Funds - Lewis Hall, Montana State University, and Item 15-217-R1276, Planning Funds - Ryan Laboratory Building, Montana State University since they are part of the long-range building program. Mr. Evans moved that these items be deferred and the motion carried.

Mr. Evans reported that the Capital Construction Committee recommended support of the following resolution:

RESOLUTION REGARDING CODIFICATION

WHEREAS, the Department of Administration will seek amendment of code provisions relating to employment of architects or engineering firms, competitive and informal bids, and advertising requirements; and

WHEREAS, in particular the Department of Administration will seek these changes in the law:

1. Increase the project limitation from \$10,000 to \$25,000 before an architectural or engineering firm need be hired.
2. Increase the project limitation from \$10,000 to \$25,000 before review and

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approval by the Board of Examiners of architects' plans and working papers need be made.

3. a. Increase the project limit of \$3,000 to \$5,000 before competitive bids need be had.
- b. Increase the range of project bids from \$3,000 to \$10,000 to \$5,000 to \$25,000 when informal bids may be taken and require in such instances only two (2) informal bids.
- c. Increase the project limit from \$10,000 to \$25,000 before advertising requirements obtain; and

WHEREAS, such statutory amendments will facilitate construction of University System projects, and reduce costs with no hazard to quality of services.

NOW THEREFORE BE IT RESOLVED:

That the Commissioner of Higher Education, acting for the Board of Regents, support in such manner as he deems appropriate the effort of the Department of Administration to amend the existing law as noted above.

He so moved. The motion carried.

Mr. Evans moved the adoption of the Facilities Management System which had been brought before the Committee. (copy attached) The motion to adopt carried.

Ms. Pace reported that the Curriculum Committee directed Bob Peregoy to prepare a report on the progress of the Native American Studies programs to be presented at the next State Board of Education meeting. The report is to be available in the offices of the Commissioner of Higher Education and the Superintendent of Public Instruction.

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Ms. Pace reported the committee recommended that the Commissioner and his staff prepare a general system role and scope statement. Ms. Pace so moved. The motion carried.

Ms. Pace reported that the Joint Curriculum Committee approved a working committee composed of the following members to study teacher certification and education: Dr. Irving Dayton, Dr. John Voorhis, Dr. Alve Thomas, one member from the Board of Regents of Higher Education, and one member from the Board of Public Education. Ms. Pace moved approval. The motion carried.

Ms. Pace reported the committee recommended that the Board of Regents support the Board of Public Education's opposition to legislation similar to House Bill 636 (1975), which relates to teacher certification. She so moved and the motion carried.

Dr. Pettit reported that the Council of Presidents had met in Billings on November 22, 1976 to begin discussions of legislative strategy and inter-unit cooperation.

Dr. Harold Holen reported that the Faculty Council had nothing to report.

Ms. Pat Pomeroy reported that the Student Advisory Council had nothing to report.

Mr. Thomas moved approval of the following items:

Item 15-700-R1276, Staff, Eastern Montana College  
Item 15-701-R1276, Amendment of Item 14-701-R0976  
to Increase Skiing Fee for Winter  
1977  
Item 15-702-R1276, Authorization to Purchase Board  
of Oil and Gas Conservation  
Commission Property

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- Item 15-501-R1276, Retirement of Mr. William A. Catenaro, Montana College of Mineral Science and Technology
- Item 15-502-R1276, Retirement of Mrs. Loretta B. Peck, Montana College of Mineral Science and Technology
- Item 15-200-R1276, Staff, Montana State University
- Item 15-300-R1276, Staff, Agricultural Experiment Station
- Item 15-400-R1276, Staff, Cooperative Extension Service

The motion carried.

Dr. Pettit moved that the following items be referred to the Policy Committee:

- Item 15-703-R1276, To Authorize Selected EMC Faculty to Serve as Adjunct Graduate Faculty at University of Montana and Montana State University
- Item 15-704-R1276, To Authorize Adjunct Faculty at EMC

The motion carried.

Mr. Thomas moved adoption of Item 15-500-R1276, Staff, Montana College of Mineral Science and Technology. The motion carried.

Ms. Pace moved adoption of Item 15-503-R1276, Retirement of Professor James H. Albertson, Montana College of Mineral Science and Technology.

The motion carried.

President Richard Bowers presented the following tribute to Professor Emeritus Edmund Freeman, and Dr. Pettit moved that it be inserted in the minutes:

BOARD OF REGENTS RESOLUTION

PROFESSOR EMERITUS EDMUND FREEMAN

It is with great sadness that we report to the Board of Regents the death of Professor Emeritus Edmund Freeman on November 23, 1976.

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The University of Montana mourns the loss of one of its most beloved faculty members. His death brought to an end his 57-year association with the University. The University of Montana recognizes that his many former students and his friends join it in reflecting upon the greatness of this gentle man. And so the University would like to share the following testimonial written by one of his colleagues and long-time friends.

"Edmund Freeman was truly 'a man for all seasons.' No final respects can ever be given to such a man, because in one way or another he will live on and on through his legacy to thousands of friends and students all over the land. His life will never be final. Especially the University and the State of Montana are richer for his presence and his work: he was a reader, thinker, writer, and speaker who understood both the common and the uncommon man. Their well-being was central to his life.

"Among students he was gentle and patient, willing to give hours to their special growth; discovery of themselves was a primary end of his instruction. 'We are here,' he used to say, 'to find our own minds.' Edmund Freeman gave the best of himself to young people, but even more, he taught them to understand the best of themselves.

"His unstinting service is known throughout the state--service to his community, to his faculty, to problems of public education, to all kinds of projects involving peace, labor, justice, art, and simple humanity. Anyone who has ever listened to him knows the courageous directness which guided his mind, his devotion to correcting misimpressions which clouded the real value of issues around him. He did not wish to tell people what he alone saw; he wished for them to see truth for themselves. Small wonder it is, then, that he was known as the conscience of the faculty.

"And his humor--no sketch of this man's genius could be complete without a comment upon it. He was from Missouri, born of Methodist ministerial stock, and his Missouri stories would do credit to Mark Twain. In political or intellectual or civic

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skirmishes--delightful as they were to him--he never descended to anger or to insult. His style was open, inviting, half-smiling, because he knew that all people profit from solid talk about common problems. Wit and unbounded tolerance never deserted him. And he was gifted with an unusual mind which saw itself honestly, through a kind of alter-ego; his ability to laugh at himself saved him from grim cause-seeking, and quickly turned adversaries into friends.

"The abundance of what he gave to life around him could never be fully described, nor even closely summarized. It is true that he was a man not so much concerned with who he was, as with who the other person was. As a result, he does not leave us a plainly cut, easily definable image of an adviser or a counselor. Still, in a way, his whole life was a lesson in advice and good counsel: do not lie to anyone, do not steal the dignity of another man, and above all, do not sacrifice the dignity of your own heart and mind."

The motion carried.

Item 13-101-R0776, Change in the Name of the School of Pharmacy to the School of Pharmacy and Allied Health Sciences, was brought before the Board. President Richard Bowers explained that any administrative changes would be brought to the Board for final approval at a later date if this item is approved. Dr. William Walter, acting academic vice president at Montana State University, asked that the last line be deleted. Mr. Thomas made a motion to adopt said item. Dr. Pettit moved a substitute motion by adding the following stipulations: (1) Approval of the item to change the name is not an implicit approval of any particular administrative rearrangement--such rearrangement has to come back to the Board for approval; (2) it does not imply a peremptory right of the exclusive use of the term "Allied Health Sciences," and (3) the action of

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the Board is approval of the name change only and not the language of the explanation. The motion carried.

President Richard Bowers asked for approval of Gene Carlson as head football coach at the University of Montana. Jeff Morrison moved adoption and the motion carried.

The date and location of the next meeting were discussed, and it was suggested that it be left to the Commissioner to arrange.

Mr. James announced that the Board would recess for 10 minutes to go into Executive Session.

The Board reconvened at 11:10 a.m. Dr. Pettit moved that the Board affirm the action taken in Executive Session to authorize Montana State University to accept the offer of the Montana State University Booster Club to provide up to \$20,000 to hire an Assistant Athletic Director with the understanding that Montana State University will be responsible for the fringe benefits. The motion carried.

The meeting adjourned at 11:19 a.m.