

MATERIAL SUPPORTING THE AGENDA

Volume XXb

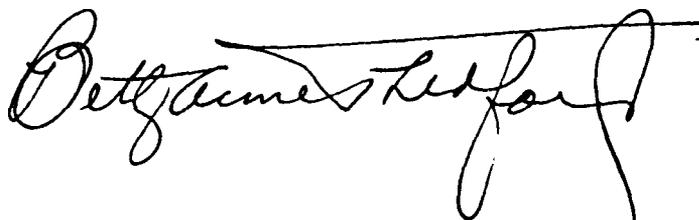
January 1973 - April 1973

This volume contains the Material Supporting the Agenda furnished to each member of the Board of Regents prior to the meetings held on January 1, 6, 9 and 26, March 5 and April 24, 1973.

The material is divided according to the Standing Committees and the meetings that were held and is submitted on three different colors, namely:

- (1) white paper - for the documentation of all items that were presented before the deadline date
- (2) blue paper - all items submitted to the Executive Session of the Committee of the Whole and distributed only to the Regents, Chancellor, and Chancellor Emeritus
- (3) yellow paper - emergency items distributed at the meeting.

Material distributed at the meeting as additional documentation is not included in the bound volume, because sometimes there is an unusual amount and other times maybe some people get copies and some do not get copies. If the Secretary were furnished a copy, then that material goes in the appropriate subject folder.

A handwritten signature in cursive script, reading "Betty James Hedford". The signature is written in black ink on a white background. The name "Betty" is written in a large, flowing cursive, followed by "James" and "Hedford" in a similar style. The signature is positioned in the lower right quadrant of the page.

MATERIAL SUPPORTING THE AGENDA

There was no documentation for the Regents' meetings on December 22, 1972, and January 6 and 9, 1973.



THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Material Supporting

Agenda

Meeting Date: April 24, 1973

Meeting No.: 713

Name: *Office Copy*

.....



OC

THE UNIVERSITY OF TEXAS SYSTEM
BOARD OF REGENTS
April 13, 1973

BETTY ANNE THEDFORD, SECRETARY
BOX N
AUSTIN, TEXAS 78712

MAIN BUILDING 212
U. T. AUSTIN CAMPUS

TO MEMBERS OF THE BOARD OF REGENTS

Chairman A. G. McNeese, Jr.
Vice-Chairman Dan C. Williams
Regent James E. Bauerle
Regent Edward Clark
Regent Frank C. Erwin, Jr.
Regent Jenkins Garrett
Regent (Mrs.) Lyndon B. Johnson
Regent Joe T. Nelson
Regent Allan Shivers

Dear Mrs. Johnson and Gentlemen:

Please allow me to call to your attention that in the Material Supporting the Agenda Item 4 in the material for the Executive Session listed on Page 1 and documented on Page 5 of the blue sheets should replace Item 6 on Page B & G - 5 and will be considered by the Buildings and Grounds Committee. Enclosed is a substitute page for B & G - 5 with the correct recommendation for Item 6. Certainly, in the blue sheets Item 4 listed on Page 1 will be deleted and Page 5 will be destroyed.

The agenda sheet for the Buildings and Grounds Committee will be conformed to the revised Page B & G - 5.

Sincerely yours,

A handwritten signature in cursive script that reads "Betty Anne Thedford".

Betty Anne Thedford

T:bys
Enclosure

Xc: Dr. LeMaistre
Mr. Walker
Mr. Dilly
Mr. Landrum
Dr. Spurr

Refreshments for Regents

For Miss Theford

Chairman McNeese
black coffee

Vice-Chairman Williams
Fresca
orange juice
ice water

Regent Bauerle
black coffee

Regent Clark
black coffee
diet Dr. Pepper

Regent Erwin
Coke
Dr. Pepper

Regent Garrett (very rarely drinks anything)
orange juice

Regent (Mrs.) Johnson
coffee (either with saccarin and cream or black)
orange juice

Regent Nelson
Dr. Pepper
black coffee
orange juice

Regent Shivers
black coffee (either hot or iced)
Be sure to ask.

CALENDAR
BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

April 24, 1973

Place: U. T. Austin
Austin, Texas

Meeting Room: Main Building, Room 212

Tuesday, April 24, 1973. --The order of the meetings is set out below:

9:00 a. m. System Administration Committee

 Academic and Developmental Affairs
 Committee

 Buildings and Grounds Committee

 Medical Affairs Committee

 Land and Investment Committee

 Committee of the Whole

 Meeting of the Board

12:00 noon Lunch will be served in the Academic Center.

Telephone Numbers

Offices:

Board of Regents	471-1265
Chancellor LeMaistre	471-1434
Chancellor Emeritus Ransom	471-1741
Deputy Chancellor Walker	471-1743
President Spurr	471-1233

Hotels:

Sheraton-Crest Inn	478-9611
Driskill Hotel	474-5911
Villa Capri Motor Hotel	476-6171

Airlines:

Braniff International	476-4631
Continental	477-6716
Texas International	477-6441

System Administration Committee

SYSTEM ADMINISTRATION COMMITTEE

Date: April 24, 1973

Time: 9:00 a. m.

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

	<u>Page</u> <u>SAC</u>
1. U. T. Arlington, U. T. Austin and U. T. El Paso: Reappointment of Football Coaching Staffs (2-M-73)	2
2. U. T. Austin: Amendments to the Operating Budget for Student Publications (3-M-73)	3
3. U. T. Arlington, U. T. Austin, U. T. San Antonio, Galveston Medical Branch (Galveston Medical School), Houston Health Science Center (Houston Medical School) and San Antonio Health Science Center: Amendments to the 1972-73 Budgets	4

REPORT OF ITEMS SUBMITTED TO
SYSTEM ADMINISTRATION COMMITTEE

Since the last report of the System Administration Committee on January 26, 1973, the following recommendations of the Administration were circulated to the members of the System Administration Committee and no exceptions were registered. These recommendations are herewith submitted for formal approval by the System Administration Committee:

1. U. T. Arlington, U. T. Austin and U. T. El Paso: Reappointment of Football Coaching Staffs (2-M-73). --It is recommended by the respective Athletics Councils of The University of Texas at Arlington, The University of Texas at Austin and The University of Texas at El Paso, concurred in by the respective presidents of the institutions and Chancellor LeMaistre, that the reappointments of the football coaching staffs of these institutions be approved as set out below:

THE UNIVERSITY OF TEXAS AT ARLINGTON

The effective date of these reappointments is February 1, 1973, based on a contract year beginning February 1, 1973 and ending January 31, 1974. These appointments extend only through the budget year ending August 31, 1973.

<u>Football Coaching Staff</u>	<u>Salary Rate</u> <u>2-1-73</u>
Head Football Coach	
John Symanck (with 2 year contract)	\$ 20,300
Assistant Football Coach	
Clarence L. McHan	13,900
C. O. Brocato	13,900
Judson M. Ramsey	12,400
Charles A. Lyles	12,285
(Academic Rate: \$ 9,200)	
Charles A. Key (2/1 - 5/31)	
Nine Months Rate	11,000

THE UNIVERSITY OF TEXAS AT AUSTIN

The effective date of these reappointments is February 1, 1973, based on a contract year beginning February 1, 1973 and ending January 31, 1974. These appointments extend only through the budget year ending August 31, 1973.

<u>Football Coaching Staff</u>	<u>Salary Rate</u> <u>2-1-73</u>
Assistant Athletics Director and Assistant Football Coach	
Billy M. Ellington	\$ 20,500

THE UNIVERSITY OF TEXAS AT AUSTIN (CON'T)

<u>Football Coaching Staff</u>	<u>Salary Rate</u> <u>2-1-73</u>
Assistant Football Coach	
William M. Campbell	25,800
Willie F. Zapalac	20,500
Fred S. Akers	19,400
William T. Dykes	14,500
Richard M. Patterson	19,400
Willie L. Manley	17,600
David L. McWilliams	15,500
Timothy M. Doerr	16,500
James C. Helms	11,400
Alvin L. Matthews (1/1 - 7/6)	12,000
(Source of Funds: Intercollegiate Athletics - Unallocated Account)	

THE UNIVERSITY OF TEXAS AT EL PASO

The effective date of these reappointments is January 1, 1973, based on a contract year beginning January 1, 1973 and ending December 31, 1973. These appointments extend only through the budget year ending August 31, 1973.

<u>Football Coaching Staff</u>	<u>Salary Rate</u> <u>1-1-73</u>
Head Football Coach	
Tommy J. Hudspeth	\$ 23,000
Assistant Football Coach	
James F. Eddy	16,200
William S. Stevens	12,500
Don W. Kloppenberg	14,500
(appointed 12/20/72)	
_____	13,500
_____	13,250
_____	12,000

Note: Due to reassignment of Coach Hudspeth and the resignation of Coaches Crane and Withrow, three unfilled positions currently exist.

2. U. T. Austin: Amendments to the Operating Budget for Student Publications (3-M-73). --It is recommended by President Spurr, concurred in by Chancellor LeMaistre, that approval be given to the action taken on January 23, 1973, by the Board of Operating Trustees of student publications at The University of Texas at Austin regarding budgetary matters in Motion No. 2, as quoted below:

"MOTION NO. 2: It was moved and seconded that the recommendations made by the executive committee [set out on Page 4] be approved. After discussion the motion passed."

III REPORT FROM THE EXECUTIVE COMMITTEE. Moore, executive committee chairman, reported that his committee had met twice and made the following recommendations:

- A. Changes in 1973 Cactus budget. Moore said that changes were necessary because more orders had been taken for the 73 book than had originally been expected and greater expense would be involved in printing because of the increased quantity as well as more pages and more color pictures. Expected income would increase by \$11,500. Printing and photography expenses would increase by \$6,300. He said the net effect of the changes would be an increase of \$5,200 in the difference in income and expenses, and that amount would be added to the "Allocation for Budget Adjustment" account, leaving the "Excess Income over Budgeted Expenses" the same as originally approved.
- B. Fee Request for 1973-74. Moore said the committee recommended that the student services fee for TSP for 1973-74 be the same as the fee for 1972-73, which was as follows:
- | | |
|-----------------|--------------------|
| Fall semester | \$1.65 per student |
| Spring Semester | \$1.65 per student |
| Summer session | \$.60 per student |
- C. Appointments and wages for The Daily Texan for spring 1973. Recommendation was made that the budgeted amount of \$13,900 for student editorial wages be spent as requested by the Texan managing editor, but include an additional \$248 from funds left over from the fall semester and \$450 which had originally been allotted for pay for second sections. The complete payroll and list of appointments appears as Appendix A in the permanent minutes.
- D. Reduction in cost of new offset press. Edmonds explained to the board that the specifications for the new offset press called for stainless steel printing cylinders and that the Goss Company, low bidder, had requested that they be allowed to provide nickle plated cylinders. After some negotiating, the Goss Company had agreed to reduce the base price of the press by \$6,143 and give a lifetime guarantee if TSP would accept the nickle plated cylinders. The executive committee recommended that the reduced amount of the bid be accepted, making the total cost of the press \$223,223.
- E. Report on appointments and wages for fall 1972. Moore said the TSP board had already approved the total amount of wages for the fall semester for The Daily Texan, Pearl Magazine, and the Cactus, and that the itemized payroll was for the board's ratification. The complete report appears as Appendix B in the minutes.
- F. Equipment request. Moore said the executive committee had considered the general manager's request for equipment for the new TSP building, and recommended approval on all but items of photocomposing equipment. He said that Elam and Singer wanted to work with Edmonds and Rinn, TSP production supervisor, in considering whether or not to recommend the purchase or leasing of certain Optical Character Reading equipment. The report on the equipment the executive committee did approve appears as Appendix C in the minutes.
3. U. T. Arlington, U. T. Austin, U. T. San Antonio, Galveston Medical Branch (Galveston Medical School), Houston Health Science Center (Houston Medical School) and San Antonio Health Science Center: Amendments to the 1972-73 Budgets (3-B-73). --It is recommended by the appropriate institutional heads, concurred in by System Administration, that the following amendments to the 1972-73 budgets for The University of Texas at Arlington,

The University of Texas at Austin, The University of Texas at San Antonio, The University of Texas Medical Branch at Galveston (Galveston Medical School), The University of Texas Health Science Center at Houston (Houston Medical School) and The University of Texas Health Science Center at San Antonio, be approved (Pages 5 - 8).

Unless otherwise indicated, the sources of funds for these amendments are departmental appropriations.

All rates are full time rates: salary rate indicates a 12 months' full time rate and academic rate indicates a 9 months' full time rate:

The University of Texas at Arlington

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
1.	Auxiliary Enterprises- Student Congress Transfer of Funds	From: Student Activities Fees Unappropriated Balance via Estimated Income \$2,100 Student Congress- Travel <u>1,000</u>	To: Student Congress- Maintenance and Operation	
	Amount of Transfer	<u>\$3,100</u>	\$3,100	---

The University of Texas at Austin

1.	Peter L. Jennings Special Education	Social Science Research Associate V	Social Science Research Associate V	
	Salary Rate	\$ 13,452	\$ 16,980	3/1/73
	Source of Funds: Child Development Associate Consortium, Inc. Funds for Early Childhood Education Project			
2.	Physical Plant - Grounds Maintenance - Balcones Research Center Transfer of Funds	From: Unappropriated Balance via Estimated Income	To: Balcones Research Center - Maintenance, Operation, and Equipment	
	Amount of Transfer	\$ 25,000	\$ 25,000	---
3.	Auxiliary Enterprises - Texas Union Dining Service Transfer of Funds	From: Housing and Food Service Unappropriated Balance (Reserve for Repairs, Remodeling, and Replacement)	To: Texas Union Dining Service - Remodeling and Improvements	
	Amount of Transfer	\$ 4,000	\$ 4,000	---

The University of Texas at San Antonio

<u>Item No.</u>	<u>Explanation</u>	<u>Present Status</u>	<u>Proposed Status</u>	<u>Effective Dates</u>
1.	Auxiliary Enterprises - Student Activities Transfer of Funds	From: Student Activities Fees Unappropriated Balance via Estimated Income	To: Student Activities, General - Maintenance, Operation and Equip- ment	
	Amount of Transfer	\$ 3,000	\$ 3,000	---
2.	Auxiliary Enterprises - Student Health Service Transfer of Funds	From: Student Activities Fees Unappropriated Balance via Estimated Income	To: Student Health Service - Salaries \$ 2,082 Maintenance and Operation <u>2,918</u>	
	Amount of Transfer	\$ 5,000	<u>\$ 5,000</u>	---

These transfers are to establish initially a Student Activities group of accounts. The General maintenance and operations account is for \$ 3,000, and the Student Health Service is for \$ 5,000. These amounts relate to operation of the units during the Summer Session of 1973.

The University of Texas Medical Branch at Galveston
(Galveston Medical School)

1.	Charles R. Allen (Tenure) Anesthesiology	Professor and Chairman	Professor and Chairman	
	Salary Rate	\$ 34,000	\$ 38,667	3/1/73
	Source of Funds: Unallocated Salaries and MSRDP Gift Funds			
2.	Elmer I. Bruce (Tenure) Neurology and Psychiatry	Professor and Chief	Professor and Chief	
	Salary Rate	\$ 30,000	\$ 34,000	3/1/73
	Source of Funds: Unallocated Salaries			
3.	Fred J. Wolma (Tenure) Surgery	Professor	Professor	
	Salary Rate	\$ 25,000	\$ 33,500	3/1/73
	Source of Funds: Unallocated Salaries and MRS DP Gift Funds			

The University of Texas Medical Branch at Galveston
(Galveston Medical School) (Continued)

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
4.	Robert B. White (Tenure) Neurology and Psychology	Professor	Professor	
	Salary Rate	\$ 27,000	\$ 32,000	3/1/73
	Source of Funds: Unallocated Salaries and MSRDP Gift Funds			
5.	John R. Derrick (Tenure) Surgery	Professor	Professor	
	Salary Rate	\$ 25,000	\$ 35,000	3/1/73
	Source of Funds: Unallocated Salaries and MSRDP Gift Funds			
6.	Stephen R. Lewis (Tenure) Surgery and Postgraduate Education	Professor and Chief (Surgery) and Director of Postgraduate Educa- tion	Professor and Chief (Surgery) and Director of Postgraduate Educa- tion	
	Salary Rate	\$ 29,000	\$ 37,000	3/1/73
	Source of Funds: Unallocated Salaries and MSRDP Gift Funds			
7.	Jonas F. Mullins (Tenure) Dermatology	Professor and Chairman	Professor and Chairman	
	Salary Rate	\$ 30,000	\$ 37,000	3/1/73
	Source of Funds: Unallocated Salaries and MSRDP Gift Funds			

The University of Texas Health Science Center at Houston
(Houston Medical School)

1.	Jon H. Fleming Office of the Dean	Assistant to the Dean	Assistant to the Dean	
	Salary Rate	\$ 16,000	\$ 18,000	3/1/73
	Source of Funds: Unallocated Salaries			

The University of Texas Health Science Center at San Antonio

<u>Item No.</u>	<u>Explanation</u>	<u>Present Status</u>	<u>Proposed Status</u>	<u>Effective Dates</u>
1.	Robert B. Price (Non-tenure) Office of the Vice President for Business Affairs	Vice President for Business Affairs and Professor of Health Care Administration	Vice President for Business Affairs and Professor of Health Care Administration	
	Salary Rate	\$ 36,000	\$ 38,500	3/1/73
	Source of Funds: Unallocated Salaries			

**Academic and Developmental Affairs
Committee**

SYSTEM ADMINISTRATION

Docket, Page C-3, Item 1

Office of the Chancellor-Bauer House

1. Change the status effective February 1, 1973, of Carl E. Cice from Grounds Maintenance Foreman to Administrative Assistant and increase his annual salary rate from \$7,236 to \$9,480. (RBC# D-103)

EXCEPTION COMMENT:

What additional training, education and qualifications have been attained by Mr. Cice that warrants a salary increase of \$2,244.00 in one year, to continue to be a glorified grounds and maintenance foreman?

I do not understand the necessity in changing the yard man's title to Administrative Assistant in order to justify this sort of salary increase.

Who is he Administrative Assistant to and for?

RESPONSE:

Since Mr. Cice was employed on February 3, 1972, he has been on a Veterans Administration approved on-the-job training program, in which a portion of his salary for twelve months was paid by the Veterans Administration. This VA stipend was \$220 per month for the first six months and \$180 per month for the second six months. This docket item does not increase Mr. Cice's gross salary, but instead replaces that portion previously paid by the VA with State funds.

At the time of this adjustment by fund source, Mr. Cice was given increased responsibilities related to the housekeeping staff, and it was decided that the Administrative Assistant title more appropriately reflected his increased supervisory responsibilities over both inside and outside staff.

While Mr. Cice may not be "glorified," he is a valuable, conscientious and dependable employee. His ability to increasingly maintain the mechanical aspects of the Bauer House is evidenced in one aspect by the fact that in the first six months of this fiscal year only \$3,200 of the allocated \$8,320 for maintenance operations, and equipment was expended.

U.T. ARLINGTON

I. Docket, Page AR-7, Items 15 and 16

15. Terminate Dorothy D. Summers (non-tenure), Instructor with academic rate of \$7800 effective May 31, 1973. (RBC# 383)
16. Terminate Edward J. Spanski, Jr., (non-tenure), Instructor with academic rate of \$8800 effective May 31, 1973. (RBC# 382)

EXCEPTION COMMENT

Has the termination of these two individuals been resolved to the satisfaction of the remainder of the faculty and students; and have they been awarded "due process?"

RESPONSE:

The termination of Mrs. Summers and Mr. Spanski has been reviewed by the institutional administration and the Law Office, as well as the Chancellor, and all due process requirements have been met. The faculty appears to be satisfied, but there is evidence that some students and members of the community continue to be dissatisfied. The amendment to the Regents' Rules and Regulations listed as Item 1 (page 2) in the Committee of the Whole is designed to clarify the due process situation in the case of non-tenured faculty members.

II. Docket, Page AR-12, Item 62

Construction Research Center

62. Appoint Michael Jay Buckley as Graduate Research Assistant at 50% with stipend of \$1350, 4 1/2 months, with full-time nine months rate of \$5400 effective January 16, 1973. Funds are available within the account. (Nepotism: Dr. Ernest Buckley, father, is Associate Director of Construction Research Center.) (RBC# 359)

EXCEPTION COMMENT:

Please re-explain nepotism allowing a father to employ his son in the same department.

RESPONSE:

The applicability of the Regents' Rule regarding nepotism to this case was discussed with Dr. Nedderman and it was decided the rule did not apply. The existing nepotism rule in part states:

- 5.32 No person shall be initially appointed, or promoted, when it is the duty of any relative employed by The University of Texas System to act in any official capacity upon such appointment or promotion, regardless of the source of funds for payment of salary; nor shall any appointment or promotion be made if either person would be under the administrative supervision of the other or if either would have any official voice in recommending salary increases or promotions in rank for the other. (Emphasis added.)

In this case, Dr. Richard Tucker is the Director of the Construction Research Center with full administrative responsibility over the appointments of graduate research assistants. Dr. Buckley will not have administrative supervision over his son, and there is no discretion in the salary rate in that the rate for graduate teaching assistants is established by the budget. In summary, the decision was that the nepotism rule did not apply in this case, and thus, no waiver of it was necessary.

U.T. SAN ANTONIO

Docket, Page SA-2, Item 1

1. Appoint Dr. Kenneth H. Ashworth as Executive Vice President, at an annual salary rate of \$38,000.00 for twelve months, effective February 1, 1973. Funds needed in the amount of \$22,166.67, are provided for in Administrative and Professional Salaries. Dr. Ashworth will also serve as Professor (tenure) in the College of Multidisciplinary Studies. (RBC# 55)

EXCEPTION COMMENT:

At what other academic institutions do we have an Executive Vice President; and, if at no others, did we authorize the creation of this position in San Antonio? Is he considered a line administrator or is he in the vertical position that everything clears through him before reaching the President?

In addition, how do we justify a salary of \$38,000.00 for a new student academic institution for the position of Executive Vice-President, when the position he just vacated, and which is on the agenda commands only a salary of \$25,000.00?

I also question his philosophy in a quote attributed to him: "Just how much should a Regent be concerned with the affairs of a University?"

RESPONSE:

When he was at The University of Texas at Austin, Dr. Flawn served as Executive Vice President. When he went to San Antonio he recommended, and System Administration concurred, that the position of Vice President for University Affairs be deleted effective June 1, 1973 and that the position of Vice President for Academic Affairs would remain unfilled during the 1973-74 fiscal year, and that the position of Executive Vice President be created. This docket item would approve the creation of the position and the appointment of Dr. Ashworth to it. The salary recommended by President Flawn is the same as Dr. Ashworth received when he was Vice-Chancellor for Academic Affairs and is considered necessary to recruit Dr. Ashworth to this new opportunity.

President Flawn has two staff Vice Presidents (Mahon and Ashworth) and all Deans report directly to the President. The Deans are the principal academic officers. Dr. Ashworth's position is as a staff officer with all assignments coming to him from the President.

DALLAS HEALTH SCIENCE CENTER (Dallas Medical School)

Docket, Page HD-23, Item 46

Pathology

46. Change the status of Rolland C. Reynolds (tenure), effective September 1, 1972, as follows:
From: Professor of Pathology,
To: Professor of Pathology and Professor of Health Care Sciences, with no change in salary.
Dr. Reynolds is budgeted at an annual salary rate of \$32,000 payable \$25,000 from Pathology budget, \$4,300 from Parkland Memorial Hospital and \$2,700 from Dallas Allied Health Sciences School, Administration budget.
(RBC # 228)

EXCEPTION COMMENT:

I understand what a Professor of Pathology is, but have great difficulty understanding a Professor of Health Care Sciences, since I am unaware of any such department or division.

RESPONSE:

The School of Allied Health Sciences in the Dallas Health Science Center has a fully approved (by the Board of Regents and the Coordinating Board) Department of Health Care Sciences and a baccalaureate degree in Health Care Sciences. The academic base for the physician assistant program is in this department. This docket item confers on Dr. Reynolds an academic title relative to his involvement in that program.

U.T. MEDICAL BRANCH AT GALVESTON

Docket, Page G-20, Items 69 and 70

School of Allied Health Sciences -
Office of the Dean

69. Appoint Miss Donna J. Barlow (Non-Tenure) as Adjunct Assistant Professor at a salary rate of \$17,500 for twelve months, effective February 1, 1973. Funds needed are to come from NIH Grant 72-4391. (RBC 399)

70. Accept the resignation of Dr. Robert A. Plunkett, Assistant Dean of Allied Health Sciences at a salary rate of \$20,000 for twelve months, effective February 28, 1973. (RBC 428)

EXCEPTION COMMENTS:

Without qualifications set out, such as degrees, experience, etc., just why is it that an Adjunct Assistant Professor commands a salary of \$17,500.00, when, apparently, a man out of the same school with an M. D. and title of Assistant Dean who resigned commanded a salary of \$20,000.00?

RESPONSE:

Miss Barlow is a masters degree, registered nurse who is being appointed to work in the Area Health Education Center program, and is being paid from that grant. The "adjunct" title was used, as it usually is, to indicate non-direct faculty responsibilities at other than the "home campus." Dr. Plunkett has his doctorate in education, and is not a physician. With this explanation, the salary levels reflect acceptable rates.

HOUSTON HEALTH SCIENCE CENTER

Docket, Page HH-12 - 16

Several pages setting forth amendements to the 1973-1974 catalogue for the School of Public Health.

EXCEPTION COMMENTS:

I would appreciate, and have asked in nearly every docket, that the individuals named on these pages show a degree designation or title, as I am at a total loss to determine exactly what type of faculty we have in this school.

RESPONSE:

These pages contain proposed amendements to the School of Public Health Catalogue, and are set forth in the format to be used in the catalogue. Terminal degrees are not indicated in the catalogue each time a faculty member's name appears. Concise biographical data, including terminal degrees, are listed in the faculty section of the catalogue.

System Administration understands that in the case of the School of Public Health section of the docket relating to personnel actions (appointments, reappointments, transfers, resignations) terminal degrees are to be indicated. This practice has been implemented and will continue.

HOUSTON HEALTH SCIENCE CENTER (Houston Medical School)

Docket, Page 35, Items 1, 3, 5, 8, 9

Exceptions related to Items 1, 3, 5, 8, 9

EXCEPTION COMMENT:

In regards to several new positions created, some of which have an effective date as early as November 1, 1972, there are no names attached which would reveal the fulfilling of these positions.

RESPONSE:

These docket items reallocate funds from Unallocated Appropriations-General, Unallocated Appropriations Instructional-Faculty Salaries, and Unallocated Appropriations Instructional-Classified Salaries to establish three classified and two faculty positions. This is an accounting procedure used for by the Houston Health Science Center prior to filling these positions. Faculty positions, when filled, will be reported as individual docket items.

These items also reflect reallocations which are made necessary by our "pink sheet" rules which require that all unfilled salary position funds as of November 30 of each fiscal year be transferred to unallocated accounts. Thus, these new positions, based upon developing program need, are funded from monies transferred from these unallocated accounts.

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE

Date: April 24, 1973
Time: Following the meeting of the System Administration Committee
Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

	<u>Page A & D</u>
1. U. T. System: <u>Chancellor's Docket No. 63</u>	1
2. U. T. System: Recommended Standardization of Names of All Student Services Fees (Required and Optional)	2
3. U. T. Austin: Recommended 1973-74 Student Services Fee (Required) and Student Services Fee (Optional)	3
4. U. T. Austin: Recommended Appointment to W. T. Doherty Professorship in Chemistry	9
5. U. T. Dallas: Recommended Charter and Bylaws for a Graduate Student Congress	10
6. U. T. Dallas: Recommended Admission Standards for Upper Division Undergraduate Students	16
7. U. T. El Paso: Recommendation to Request Coordinating Board for Permission to Institute B. S. Degree in Criminal Justice	18

DOCUMENTATION

1. U. T. System: Chancellor's Docket No. 63. --In compliance with the Regents' Rules and Regulations, Part One, Chapter I, Sub-division 8.64, Chancellor's Docket No. 63 was mailed by the Secretary to each member of the Board of Regents on Friday, April 6, 1973. The ballots are due in the Secretary's Office at the close of business on April 20, 1973. The Docket will be formally considered by the Academic and Developmental Affairs Committee with any exceptions appropriately referred and given detailed consideration.

2. U. T. System: Recommended Standardization of Names of All Student Services Fees (Required and Optional). --

System Administration recommends the adoption of the following names to designate the Student Services Fees collected at component institutions as authorized by Section 54.503 of the Texas Education Code (formerly Art. 2654a, Vernon's Civil Statutes):

- (1) Student Services Fee (Required)
- (2) Student Services Fee (Optional)
- (3) Student Spouse Services Fee (Optional)

Approval of these designations will alter the action of the Board of Regents taken at their meeting on June 4, 1971, in which these items were designated as Student Activities Fees, whether optional or required, and bring the names into conformity with Section 54.503 of the Education Code.



3. U. T. Austin: Recommended 1973-74 Student Services Fee (Required) and Student Services Fee (Optional). --

Chancellor LeMaistre concurs in the following recommendations of President Spurr in regard to the Student Services Fees at U.T. Austin to become effective at the beginning of the fall semester, 1973:

1. That the share of the Student Services Fee (Required) allocated to all services supported by the fee be identified separately in the fee schedule to provide more accurate budgeting and fiscal control.
2. That the Student Services Fee (Required) schedules adopted be such that the following estimated income levels be produced:

	<u>72-73</u> <u>Budget</u>	<u>73-74</u> <u>Request</u>
<u>Student Health Service.</u> Increase to provide for normal salary increments, increased cost of supplies and services and a modest growth in support staff.	1,213,666	1,315,750
<u>Intramurals.</u> Increase to provide for salary increments and for increased costs associated with full use of Bellmont Hall.	262,566	348,750
<u>Identification Cards.</u> Increase to provide for anticipated actual costs, based on first year's experience with present system.	34,500	59,650
<u>Shuttle Bus.</u> Increase to provide for anticipated cost increase for present level of service and the addition of an internal shuttle service between outlying parking lots and the central campus.	491,750	744,000
<u>Texas Student Publications.</u> No increase	136,650	136,650
<u>Students Association/Students Attorney.</u> Increase to provide for an additional attorney, additional paraprofessional legal staff and a small increase in clerical staff as well as normal salary increments.	47,154	72,000
<u>Senior Cabinet/College Councils.</u> Increase to provide for slightly expanded program activities.	<u>7,046</u>	<u>9,300</u>
TOTAL	2,193,332	2,686,100

This allocation to activities exceeds the March 5, 1973 proposed allocation by \$109,200 and is composed of an additional \$93,000 to Shuttle Bus and an additional \$16,200 to Students Association/Students Attorney.

3. That, in view of pending legislation concerning the method used to assess the Student Services Fee (Required), Regental approval be given to the following alternate methods of collection. The method in keeping with the statutory requirement in force at the time of registration will be the one employed by U.T. Austin.

(For comparison purposes, the 1972-1973 fee and resulting actual income are shown in parentheses for Alternate A.)

Alternate A

Single Student Services Fee	<u>Fall</u>	<u>Spring</u>	<u>Summer</u>	<u>Estimated Income</u>
Student Health Center	\$ 14.75	\$ 14.75	\$ 11.25	\$1,315,750
Intramural Sports	3.75	3.75	3.75	348,750
Student Identification Cards	.65	.65	.60	59,650
	<u>19.15</u>	<u>19.15</u>	<u>15.60</u>	<u>1,724,150</u>
(Health Center, Intramurals, & Reserve)	(16.00)	(16.00)	(10.90)	(1,423,312)
Shuttle Bus	8.00	8.00	8.00	744,000
	(5.00)	(5.50)	(5.50)	(490,440)
Texas Student Publications	1.65	1.65	.60	136,650
	(1.65)	(1.65)	(.60)	(128,753)
Students Association Senior Cabinet & College Councils	.80	.80	.65	72,000
	.10	.10	.10	9,300
	<u>.90</u>	<u>.90</u>	<u>.75</u>	<u>81,300</u>
(Students Association & College Councils)	(.60)	(.60)	(.50)	(51,046)
Reserve	.30	.30	.05	23,900
TOTAL	<u>\$30.00</u>	<u>\$30.00</u>	<u>\$25.00</u>	<u>\$2,710,000</u>
	(23.25)	(23.75)	(17.50)	(2,093,551)

Estimated Enrollment for 1973-74

Student Services Fee: Fall 39,500, Spring 37,500, Summer 16,000

Alternate B

Sliding Scale Student Services Fee

\$3.50 Charge per semester credit hour

9 Hours and above pay \$30.00 (statutory limit), 8 Hours and below pay \$3.50 per semester credit hour.

Fall:	12,671 Hours X \$ 3.50 = \$	44,349	
	37,061 Count X \$30.00 =	1,111,830	\$1,156,179
Spring:	13,738 Hours X \$ 3.50 = \$	48,083	
	34,687 Count X \$30.00 =	1,040,610	1,088,693
Summer:	150,000 Hours X \$3.50 =		525,000
TOTAL FEES PRODUCED BY \$3.50 SLIDING SCALE			<u>\$2,769,872</u>

4. That the Student Services Fee (Optional) and the Student Spouse Services Fee (Optional) remain at the present rates which are as follows:

Student Services Fee (Optional)

	<u>Fall</u>	<u>Spring</u>	<u>Summer</u>	<u>Estimated Income</u>
Intercollegiate Athletics	\$14.00			\$378,000
Cultural Entertainment Committee	4.00			108,000
TOTAL	18.00			486,000

Student Spouse Services Fee (Optional)

	<u>Fall</u>	<u>Spring</u>	<u>Summer</u>	<u>Estimated Income</u>
Intercollegiate Athletics	21.00			63,000
Cultural Entertainment Committee	4.00			12,000
TOTAL	25.00			75,000

In keeping with Regent Erwin's request at the March 5, 1973 meeting of the Board, the possibility of waiving Student Services Fees (Required) for students absent from campus on exchange programs or other official activities was investigated. Section 54.503(f) of the Texas Education Code states that "The governing board may waive all or part of any compulsory fee or fees authorized by this section in the case of any student for whom the payment of the fee would cause an undue financial hardship...."

Because waiver is limited to cases of undue financial hardship, it does not seem possible to provide a general waiver of the Student Services Fee (Required) for those absent from campus for extended periods on official business. If, as in the case of any student, the assessment of this fee creates an "undue financial hardship" the matter may be considered on an individual basis.



THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF THE PRESIDENT
AUSTIN, TEXAS 78712

President

March 19, 1973

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System
Austin, Texas

Dear Dr. LeMaistre:

Pursuant to the March 5 discussions of the mandatory Student Services Fee I wish to recommend fee levels which would produce the following estimated income:

	<u>72-73</u> <u>Budget</u>	<u>73-74</u> <u>Request</u>
<u>Student Health Service.</u> Increase to provide for normal salary increments, increased cost of supplies and services and a modest growth in support staff.	1,213,666	1,315,750
<u>Intramurals.</u> Increase to provide for salary increments and for increased costs associated with full use of Belmont Hall.	262,566	348,750
<u>Identification Cards.</u> Increase to provide for anticipated actual costs, based on first year's experience with present system.	34,500	59,650
<u>Shuttle Bus.</u> Increase to provide for anticipated cost increase for present level of service and the addition of an internal shuttle service between outlying parking lots and the central campus.	491,750	744,000
Texas Student Publications. No increase.	136,650	136,650

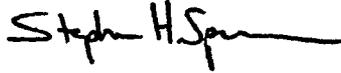
Charles A. LeMaistre, M.D.
March 19, 1973
Page 2

	<u>72-73</u> <u>Budget</u>	<u>73-74</u> <u>Estimate</u>
<u>Students Association/Students Attorney.</u> Increase to provide for an additional attorney, additional paraprofessional legal staff and a small increase in clerical staff as well as normal salary increments.	47,154	72,000
<u>Senior Cabinet/College Councils.</u> Increase to provide for slightly expanded program activities.	7,046	9,300

I also wish to request approval of continuation of the existing optional student activity fees for Intercollegiate Athletics and the Cultural Entertainment Committee. These are \$18.00 for students (\$14.00 Athletics and \$4.00 C.E.C.) and \$25.00 for student spouse (\$21.00 Athletics and \$4.00 C.E.C.). This student activity fee would produce an estimated \$486,000 and the student spouse activity fee would produce an estimated \$75,000.

Alternate fee structures, one based on a single fee and the other on a sliding scale related to credit hours, are attached. Either of these fee structures is estimated to produce the income necessary for the above needs, and either would be acceptable to the UT Austin administration. Full line item budgets for each of these activities and services will be submitted to the Board of Regents at the usual time.

Sincerely,



Stephen H. Spurr

SHS/lrd

Attachment

ALTERNATE FEE STRUCTURES

The University of Texas at Austin
Proposed Student Fees for 1973-74

Alternate A Single Student Services Fee	<u>Fall</u>	<u>Spring</u>	<u>Summer</u>	<u>Estimated Income</u>
Student Health Center	\$ 14.75	\$ 14.75	\$ 11.25	\$1,315,750
Intramural Sports	3.75	3.75	3.75	348,750
Student Identification Cards	.65	.65	.60	59,650
Shuttle Bus	8.00	8.00	8.00	744,000
Texas Student Publications	1.65	1.65	.60	136,650
Students Association	.80	.80	.65	72,000
Senior Cabinet & College Councils	.10	.10	.10	9,300
Reserve	.30	.30	.05	23,900
TOTAL	<u>\$ 30.00</u>	<u>\$ 30.00</u>	<u>\$ 25.00</u>	<u>\$2,710,000</u>

Estimated Enrollment for 1973-74

Student Services Fee: Fall 39,500, Spring 37,500, Summer 16,000

Alternate B
Sliding Scale Student Services Fee

\$3.50 Charge per semester credit hour
(\$3.50 X 9 SCH = \$31.50) (\$3.50 X 8 SCH = \$28.00)

9 Hours and above pay \$30.00, 8 Hours and below pay \$3.50 per semester credit hour.

Fall:	12,671 Hours X \$ 3.50 = \$	44,349	
	37,061 Count X \$30.00 =	1,111,830	
			\$1,156,179
Spring:	13,738 Hours X \$ 3.50 = \$	48,083	
	34,687 Count X \$30.00 =	1,040,610	
			1,088,693
Summer:	150,000 Hours X \$3.50 =		525,000
TOTAL FEES PRODUCED BY \$3.50 SLIDING SCALE			<u>\$2,769,872</u>

SHS
3-19-73

4. U. T. Austin: Recommended Appointment of Dr. Richard B. Bernstein, Joint Professor of Chemistry and Physics, to the W. T. Doherty Professorship in Chemistry. --

Chancellor LeMaistre concurs in President Spurr's recommendation that Dr. Richard B. Bernstein be appointed to the W.T. Doherty Professorship in Chemistry at U.T. Austin. This appointment will become effective at the beginning of the fall semester, 1973.

The establishment of this Professorship will be handled through the Land and Investment Committee.

Dr. Bernstein currently holds an endowed chair as the W. W. Daniells Professor of Chemistry at the University of Wisconsin at Madison. He is a member of the National Academy of Sciences and is one of the leading scientists in this country in the field of physical chemistry.

SECRETARY'S NOTE: Recommended establishment of this professorship is on Page L & I - 8.



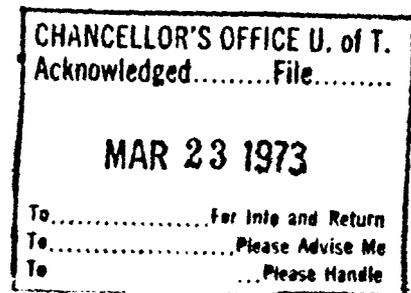
THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF THE PRESIDENT
AUSTIN, TEXAS 78712

March 22, 1973

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System

Dear Dr. LeMaistre:

After more than two years of complicated and delicate negotiations, The University of Texas at Austin has finally received the acceptance of Dr. Richard B. Bernstein of our offer of a joint professorship in our Departments of Chemistry and Physics. Dr. Bernstein currently holds the endowed chair as the W. W. Daniells Professor of Chemistry at the University of Wisconsin at Madison. A member of the National Academy of Sciences, Dr. Bernstein is one of the leading scientists in the country in the field of physical chemistry, and his addition to our faculty is a step that has been long awaited and desired.



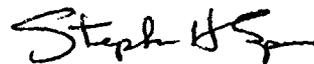
Associated with the recruitment of Dr. Bernstein have been efforts to accumulate sufficient funds to establish an endowed professorship in chemistry appropriate to a scholar of his accomplishments. At the present time, \$100,000 have been accumulated from various unrestricted donations made to the Department of Chemistry by individual groups over the last couple of years. It is the request of Dr. Rowland Pettit that a professorship be established in the Department of Chemistry and designated in honor of the late W. T. Doherty who made numerous contributions to the University through his activities as a member and President of the Board of Trustees of the Robert A. Welch Foundation.

I join Dr. Pettit in wholeheartedly recommending that Regental approval be given to the establishment of the W. T. Doherty Professorship in Chemistry and that the first recipient of this professorship be Dr. Richard B. Bernstein.

The income from the endowment for this professorship would be designated for Dr. Bernstein's use in his research work and would not be used as a salary supplement. I might note further that efforts would continue to solicit funds in the hope and anticipation that sufficient additional contributions would enable this professorship to be transformed at a later date into an endowed chair.

It would be greatly appreciated if these recommendations could be presented to the Board of Regents for consideration at the meeting scheduled on April 24, 1973.

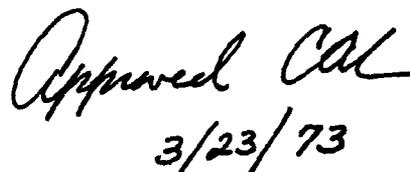
Sincerely yours,



Stephen H. Spurr
President

SHS:ls

cc: Dr. Rowland Pettit
Dr. A. R. Schrank
Dr. Stanley R. Ross
Dr. Frederik DeWette



5. U. T. Dallas: Recommended Charter and Bylaws for a Graduate Student Congress. --

In accordance with Part One, Chapter VI, Section 5 of the Regents' Rules and Regulations, Chancellor LeMaistre concurs in President Jordan's recommendation that the Charter and By-laws for a Graduate Student Congress at The University of Texas at Dallas reproduced below*be approved.

*Charter and Bylaws set out on Pages A & D 11-15 .

CHARTER FOR GRADUATE STUDENT CONGRESS

OF THE

UNIVERSITY OF TEXAS AT DALLAS

1. Organization of the Graduate Student Congress

- (a) The Graduate Student Congress shall consist of all graduate students registered at The University of Texas at Dallas. Membership in the Congress shall continue during interim periods between semesters, and during periods of official absence.
- (b) Each member of the Congress shall be entitled to one vote.
- (c) The Congress shall elect annually a Council which shall concern itself with all matters within the jurisdiction of the Congress and shall report thereon for such action as the Congress may determine.
- (d) The Council shall elect semi-annually a Chairman who shall preside over meetings of the Congress.
- (e) Subject to the above rules, the Graduate Student Congress shall organize itself, and shall choose its officers and committees, in such manner as it may determine from time to time.

2. Duties, Powers, and Privileges of the Graduate Student Congress

- (a) The Graduate Student Congress shall serve as the official graduate student governing body, and shall function so as to promote the welfare of the graduate student body of the University of Texas at Dallas.
- (b) The Congress may delegate to its committees such authority as is appropriate to the performance of their respective functions.
- (c) The Congress shall, from time to time, review its duties, powers and privileges.

3. Amendments

The Charter of the Graduate Student Congress may be added to, amended or repealed at any meeting of the Congress by a vote of two-thirds (2/3) of all members voting, provided that a written notice of such amendment or repeal has been sent to all members at least seven (7) days in advance of said meeting.

BY-LAWS OF THE GRADUATE STUDENT CONGRESS

OF THE

UNIVERSITY OF TEXAS AT DALLAS

Article I - Organization, Duties, Powers and Privileges

The Graduate Student Congress derives its organization, duties, power, and privileges from the Board of Regents of The University of Texas System as set forth in the Charter of the Graduate Student Congress which is an integral part of these by-laws (and is included here as Appendix I.)

Article II - Officers

1. Chairman - The Chairman of the Council shall preside over meetings of the Congress. A Chairman may not serve in that capacity for two successive six (6) month terms.
2. Chairman of the Council - the Chairman of the Council shall be elected semi-annually as described in Article V. He shall be responsible for calling meetings as directed by the Council.
3. Secretary - The Secretary of the Council shall be elected yearly as described in Article V, shall keep minutes of meetings, and shall be responsible for notifying members of scheduled meetings. The Secretary shall publicize all elections, recalls, and referenda and their results. The Secretary shall maintain a list of all committees, their members, and activities. The Secretary shall also be responsible for chairing nominating meetings of each program and for collecting ballots for elections.
4. The Congress shall elect yearly from its membership a Graduate Student Council as provided in Article V.

Article III - Meetings

1. The Graduate Student Congress of The University of Texas at Dallas shall meet annually on the first Thursday of the first week of classes during the Spring Semester.
2. Reports from all committees will take place at the annual meeting.
3. Special meetings may be called at the request of the Chairman of the Council, or upon written request by ten percent (10%) of the members of the Congress sent to both Chairman and Secretary and shall convene within seven (7) days of such request.
4. A quorum is necessary only in the event of a special meeting or for actions of the Congress not listed under Article V.

Article IV - Quorum

One-tenth of the members of the Congress shall constitute a quorum at any meeting of the Congress.

Article V - Graduate Student Council

1. The Graduate Student Council shall consist of one or two members from each program elected by the members from that program. Programs having more than ten (10) registered full-time students shall elect two representatives; otherwise one representative. The Council shall be elected yearly before the annual meeting and shall semi-annually elect a Chairman from its membership. The Council shall meet monthly, at the request of its Chairman, or at the request of two (2) of its members.
2. The Council shall be responsible for establishing all necessary standing and special committees. Committee membership will be open to all members of the Congress unless designated otherwise by the Council. The Chairman of each committee shall be elected by the members of his respective committee, and his appointment shall be ratified by the Council. The Chairman shall be responsible to the Council for proper conduct of committee business. All appropriations by a committee must be approved by the Council by a vote of a simple majority. No appropriation greater than \$25 shall be final until a ten (10) day referendum period has passed. All committees will submit a report of their activities to the Congress each year at the annual meeting.
3. No member of the Congress may serve for more than two successive years on the Council.

Article VI - Elections

1. Nominations to the Council shall be made at meetings of students within a program; such meeting shall be chaired by the Secretary of the Council. The members of the Graduate Student Council shall be elected yearly by secret ballot circulated within each program prior to the annual meeting and shall assume office at the annual meeting.
2. A marked ballot shall be placed in a sealed envelope and enclosed within a signed envelope and returned to the Secretary prior to the annual meeting. The Chairman of the Council shall appoint a tellers committee to count the ballots at the annual meeting. Nominees receiving the highest number of votes will be declared elected. In case of a tie, the elections will be determined by lot.

Article VII - Order of Business of the Annual Meeting

1. The Order of Business at the annual meeting of the Graduate Student Congress will be:
 - (a) Minutes
 - (b) Yearly report of the Council
 - (c) Reports of Committees
 - (d) Introduction of newly elected Council
 - (e) Unfinished Business
 - (f) New Business
 - (g) Adjournment
2. The order of business for special meetings shall be announced in the call for the meeting.
3. All business will be conducted according to Roberts Rules of Order, 75th edition, unless these rules are temporarily suspended by a vote of all members present in which not more than two members object to such suspension.

Article VIII - Amendments

The By-Laws of the Graduate Student Congress may be added to, amended, or repealed at any meeting of the Congress by a two-thirds (2/3) vote of all members voting, provided that a written notice of such amendment or repeal has been sent to all members at least seven (7) days in advance of said meeting. No amendment shall be made that is inconsistent with the Charter of the Graduate Student Congress.

Article IX - Recall

A petition bearing the signatures of 25% of the Congress members of a particular program is needed to call an election for recall of a council member from that program. The election must be held within two weeks after receipt of the petition by the Chairman of the Council; the Secretary of the Council shall be responsible for notifying all members of the particular program of the date, place, and purpose of the recall election and shall preside over same. If the Secretary is under consideration for recall, the Chairman shall designate another Council member to assume these functions. A simple majority of all members of the program shall be required to effect recall. If recall is effected, election of a replacement Council member shall be held in accordance with Article VI within two weeks.

Article X - Referendum

Upon receipt of a petition bearing the signatures of 10% of the Congress calling for a referendum on any action taken by the Council within the previous ten days, the Chairman shall call a referendum on the action in question within two weeks. Any action under referendum shall be suspended until result of the referendum is final.

If the Council reconsiders an action revoked by referendum, substantive changes must be made.

Article XI - Implementation

This Charter and Association By-Laws shall take effect upon the affirmative vote of two-thirds (2/3) of the graduate students of The University of Texas at Dallas voting in the election to decide its passage.



THE UNIVERSITY OF TEXAS AT DALLAS

OFFICE OF THE PRESIDENT

March 28, 1973

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

CHANCELLOR'S OFFICE U. of T.	
Acknowledged.....	File.....
MAR 30 1973	
To.....	For Info and Return
To.....	Please Advise Me
To.....	Please Handle

Dear Dr. LeMaistre:

Pursuant to Section 5 of Chapter VI of Part One of the Rules and Regulations of the Board of Regents of The University of Texas System, I am forwarding to you with this note the original Charter and By-Laws for a Graduate Student Congress at The University of Texas at Dallas. I request that you approve the Charter and By-Laws and place them on the agenda for Regental approval at the April 24, 1973 meeting.

Upon approval of the Charter and the By-laws by the Board of Regents, it is our intention to include them as Chapter 50, of Title 5 (Student Services and Activities) of the Handbook of Operating Procedures for The University of Texas at Dallas. Though we plan to place the Student Charter and the By-Laws in the Handbook for convenience, we are aware that Section 5.12 of Section 5 of Chapter VI of Part One of the Regents Rules will necessitate Regental approval for any amendments to the Charter and By-Laws.

Sincerely,

Bryce Jordan

BJ/jw
Attachment
cc: Richard Gibson

6. U. T. Dallas: Recommended Admission Standards for Upper Division Undergraduate Students. --

Chancellor LeMaistre concurs in President Jordan's recommendation that the standards for admission of upper division undergraduate students to The University of Texas at Dallas as stated below be approved.

The reason for early adoption of these standards, as President Jordan states in the letter that follows, is to enable students enrolled in area community and junior colleges in 1973 who intend to attend U.T. Dallas in 1975 to plan their lower division courses to effect an easy transition to the upper level institution. No upper division courses will be offered at The University of Texas at Dallas prior to the authorized date of September 1, 1975.

UNDERGRADUATE ADMISSIONS STANDARDS
THE UNIVERSITY OF TEXAS AT DALLAS

Admission. Admission by transfer is the primary means of gaining entrance as an undergraduate to The University of Texas at Dallas. Any student with fifty-four (54) semester hours or eighty-one (81) quarter hours of lower division work may transfer from an institution which is fully approved by the appropriate regular accrediting agency to The University of Texas at Dallas beginning in 1975. Such students must present a cumulative, minimum grade point average of 2.0 on a 4.0 system and have satisfied the necessary prerequisites.

Concurrent Admission. Concurrent Admission is a unique approach to the needs of those students planning to enroll as upper division students at The University of Texas at Dallas. Its intent is to facilitate the smooth transition of students - through counseling and academic planning - to enrollment at the junior level at The University of Texas at Dallas.

A. Any student in the top one-half of his high school graduating class, establishing a score of 800 on the Scholastic Aptitude Test (SAT), or 20 on the American College Test (ACT), is eligible for Concurrent Admission, beginning in 1973, to The University of Texas at Dallas. Students holding Concurrent Admission status will be permitted to enroll for upper division courses at The University of Texas at Dallas beginning in 1975 -- subject to their presenting fifty-four (54) semester hours or eighty-one (81) quarter hours of lower division work with a cumulative grade point average of 2.0 on a 4.0 system for all lower division work and having satisfied the necessary prerequisites.

B. Students who do not meet the requirements outlined in paragraph "A" (above) will be eligible for Concurrent Admission, beginning in 1973, upon presentation of twenty-seven (27) semester hours credit with a cumulative minimum grade point average of 2.5 on a 4.0 system. Students holding Concurrent Admission status will be permitted to enroll for upper division courses at The University of Texas at Dallas beginning in 1975 -- subject to their presenting fifty-four (54) semester hours or eighty-one (81) quarter hours of lower division work with a cumulative grade point average of 2.0 on a 4.0 system for all lower division work and having satisfied the necessary prerequisites.

Individual Approval. The Undergraduate Committee on Admissions may review the educational background and experience of any individual and grant admission to junior standing at The University of Texas at Dallas beginning in 1975.

Trial Basis. Any student who has completed at least fifty-four (54) semester hours or equivalent quarter hours but no more than seventy-five (75) semester hours or equivalent quarter hours of college level work may be admitted on a trial basis during the summer session at The University of Texas at Dallas beginning in 1976. A student admitted on a trial basis must successfully complete 12 semester hours of course work with a grade point average of 2.0 or above on work attempted during the summer. In the subsequent semester the student will be subject to the same academic requirements as regularly admitted students to remain in good standing.

OFFICE OF THE PRESIDENT

March 28, 1973

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

CHANCELLOR'S OFFICE U. of T.	
Acknowledged.....	File.....
MAR 30 1973	
To.....	For Info and Return
To.....	Please Advise Me
To.....	Please Handle

Dear Dr. LeMaistre:

I request your review and approval of the attached admissions standards for upper division undergraduate students at The University of Texas at Dallas.

Pursuant to Section 2 of Chapter IV of Part One of the Rules and Regulations of the Board of Regents of The University of Texas System, the standards have received the approval of the appropriate faculty legislative body at The University of Texas at Dallas. If you approve these standards, I request that you submit them to the Board of Regents at the April 24, 1973 meeting for their approval.

On first thought, it may seem that this request is unnecessarily early, since undergraduate studies are not authorized for The University of Texas at Dallas until 1975. However, the students who will enroll in the community and junior colleges in the area surrounding The University of Texas at Dallas for the Fall of 1973 will provide a large number of the junior students who will enroll at The University of Texas at Dallas in the Fall of 1975. Accordingly, it is our plan to begin immediately to work very closely with the area community and junior colleges in the planning of a smooth transition in the Fall of 1975, for those students enrolling in the community and junior colleges this fall. It is felt that the formal adoption of admissions standards by the Board of Regents is the necessary first step.

By way of information, I should mention that it is presently our plan to request approval of an upper division undergraduate catalog for The University of Texas at Dallas by the Board of Regents, through docket procedures, at a late summer or early fall 1973 meeting.

Sincerely,



Bryce Jordan

BJ/jw
Attachment

7. U. T. El Paso: Recommendation to Request Coordinating Board
for Permission to Institute B. S. Degree in Criminal Justice. --

Chancellor LeMaistre concurs in President Templeton's recommendation that authorization be given to institute a Bachelor of Science degree program in Criminal Justice at U.T. El Paso.

The proposed degree differs from the usual B.S. degree in Criminal Justice in that it is interdisciplinary in nature and requires 8 semester hours of foreign language. From the Spring, 1972 semester to the present, 749 students have taken criminal justice courses at U.T. El Paso, assuring a pool of students from whom candidates for the degree will be drawn. The degree program will be administered by the Department of Political Science. Students who complete the program will be eligible for certification by the Texas Commission on Law Enforcement Standards and Education.

Subsequent to Regental approval, the proposal will be submitted to the Coordinating Board for final authorization.



Office of the President

The University of Texas at El Paso

February 26, 1973

Chancellor Charles A. LeMaistre
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Chancellor LeMaistre:

I enclose the letter to Commissioner Reed wherein ten copies of the Proposal for Bachelor of Science Degree in Criminal Justice are attached.

I appreciate your assistance along the line on the B. S. proposal.

Sincerely yours,

A handwritten signature in cursive script that reads "A. B. Templeton".

Arleigh B. Templeton

Buildings & Grounds Committee

BUILDINGS AND GROUNDS COMMITTEE

Date: April 24, 1973
Time: Following the meeting of the Academic and Developmental Affairs Committee
Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

Page
B & G

U. T. ARLINGTON

- ✓ 1. Expansion of Capacity of Central Plant, Extension of Utilities Distribution System for Fine Arts Building: Recommended Change in Scope of Project and Request for Project Engineer to Prepare Plans and Specifications 3
- ✓ 2. Fine Arts Building: Recommended Acceptance of Revised Annual Interest Grant 3

U. T. AUSTIN

- ✓ 3. Recommendation to Name Mathematics Wing of Physics-Mathematics-Astronomy Building 4
- ✓ 4. Recommendation to Grant License for Installation of T. V. Cable on Approximately Sixty-Six Poles at Gateway Apartments 4
- ✓ 5. Recommended Final Plans and Specifications for Extension of Utilities to Serve College of Education Building, Social Science and Humanities Library Building and Addition to Chemistry Building and Appointment of Committee to Award Contract *Amide* 4
- ✓ 6. Recommendation to Acquire ~~Approximately 1,053 Square Feet of Land from Emanuel Scarborough Trust~~ and to Dedicate for Right-of-Way Purposes to City of Austin to Widen Guadalupe Street 5
- ✓ 7. Recommendation to Expand Chilling Capacity in Chilling Stations 3 and 4, to Appoint Project Engineers and to Make an Appropriation 5

U. T. DALLAS

- ✓ 8. Recommended Easement for Underground Sanitary Sewer 6

U. T. EL PASO

- ✓ 9. Recommended Acceptance of Annual Interest Grant for Biology and Classroom Areas of Addition to Physical Science Building (Part of Engineering-Science Complex) 6
- ✓ 10. Recommended Acceptance of Annual Interest Grant for Engineering Building (Part of Engineering-Science Complex) 6

- ✓ 11. Request to Modify Central Energy Plant 7
- U. T. SAN ANTONIO
- ✓ 12. Recommended Contract Award for Warehouse Building and Appropriation Therefor O.N. 8
- ✓ 13. Recommended "Correction Easement" to City of San Antonio for Leon Creek Sanitary Sewer Outfall Across Campus Property and Abandonment of Previous Easement 9
- ✓ 14. Library Surge Facility: Report of Committee to Select Site, Recommended Final Plans and Specifications, Request for Authorization to Advertise for Bids and for Committee to Award Contract, and Appropriation Therefor *Revised* 9
- ✓ 15. Recommended Acceptance of Third Revision of Annual Interest Grant for Humanities-Business Building 10
- DALLAS HEALTH SCIENCE CENTER
- ✓ 16. Dallas Medical School: Parking Structure - Recommendation to Reject Bids, to Modify Plans and Specifications and to Readvertise for Bids 10
- ✓ 17. Dallas Medical School: Academic and Administration Building - Recommended Contract Awards for Furniture and Furnishings O.N. 12
- ✓ 18. Dallas Medical School: Addition to Academic and Administration Building - Recommendation to Change Location of Faculty Center, to Pay Architect for Approved Final Plans and Specifications, and to Prepare Preliminary Plans and Specifications for Revised Location 13
- ✓ 19. Dallas Medical School: Physical Plant Expansion - Request to Reduce Scope and to Revise Fee Payments to Project Architect 13
- ✓ 20. Dallas Medical School: Campus West Perimeter and Transverse Roadwork - Request to Reduce Scope, to Approve Preliminary Plans and Project Cost, to Prepare Final Plans and Specifications, and to Make an Appropriation Therefor 14
- ✓ 21. Recommended Easement to Dallas Power and Light Company and Southwestern Bell Telephone Company for Underground Electrical Distribution System to Serve Forensic Science Building 14
- GALVESTON MEDICAL BRANCH
- ✓ 22. Marine Biomedical Institute: Recommended Easement to Houston Lighting and Power Company for Overhead Electric Distribution System 15
- ✓ 23. Galveston Hospitals: Child Health Center - Recommended Contract Award and Appropriation Therefor O.N. 15

- ✓ 24. Galveston Hospitals: Child Health Center - Recommended Easement to Houston Lighting and Power Company for Underground Electric Distribution System 17

HOUSTON HEALTH SCIENCE CENTER

- ✓ 25. Houston Medical School: Phase II Building - Recommended Final Plans and Specifications and Authorization to Advertise for Bids 17

SAN ANTONIO HEALTH SCIENCE CENTER

- ✓ 26. San Antonio Medical School: Physical Plant Warehouse Building - Recommended Preliminary Plans and Outline Specifications, Request to Prepare Final Plans and Specifications and to Make an Additional Appropriation Therefor 17

UNIVERSITY CANCER CENTER

- ✓ 27. M. D. Anderson: Cancer Research Addition - Request to Change Scope, Location and Project Cost; Recommended Preliminary Plans and Outline Specifications; Request to Prepare Final Plans and Specifications and to Make an Appropriation Therefor 18

- ✓ 28. M. D. Anderson: Lutheran Hospital Addition and Outpatient Clinic Expansion - Recommended Additional Appropriation from Gift Funds 18

SYSTEM NURSING SCHOOL

- ✓ 29. San Antonio Nursing School: Recommended Completion of Inscription on Plaque for Permanent Building 19

- ✓ 30. School of Nursing Building at Austin - Recommended Contract Awards for Furniture and Furnishings O.N. 19

U. T. AUSTIN

- ✓ 31. Engineering Teaching Center: Recommended Appropriation for Teaching Equipment 21

32. Special Events Center: *with* Design Concept and Construction Cost Estimates and Recommendation for Sources of Funding Therefor 21

HOUSTON HEALTH SCIENCE CENTER

- ✓ 33. Houston Medical School: Recommended Appropriation for Teaching Equipment 21

1. U. T. ARLINGTON: EXPANSION OF CAPACITY OF CENTRAL PLANT, EXTENSION OF UTILITIES DISTRIBUTION SYSTEM FOR FINE ARTS BUILDING - AUTHORIZATION FOR CHANGE IN SCOPE OF PROJECT AND AUTHORIZATION FOR PROJECT ENGINEER TO PREPARE PLANS AND SPECIFICATIONS.--At the meeting of the Board of Regents held April 29, 1972, authorization was given to prepare plans and specifications for increasing the capacity of the central plant at The University of Texas at Arlington by installing a 1000 ton refrigeration machine in the present building. Subsequent to this authorization, the Activities Building project was authorized and the remaining surplus capacity from the proposed 1000 ton refrigeration machine would then be committed leaving no spare capacity for the next building project. The chilling plant would furthermore have no reserve capacity. This means that if a machine failed during the summer months some buildings would have to be without cooling. A reserve capacity of at least 1000 tons should be provided.

The distribution lines leaving the plant can accommodate as much as 2700 additional tons of refrigeration in the plant. To efficiently utilize the residual capacity of these lines a refrigeration machine with approximately 2500 tons capacity should be installed. This size machine can be installed in a small building to be constructed in the adjacent utility courtyard as an addition to the existing power plant.

Acting President Nedderman and System Administration recommend that the Board:

- a. Approve an increase in scope of \$350,000.00 to the total project cost for the building addition and refrigeration equipment having a capacity of approximately 2500 tons. (The revised total project cost will be \$2,995,000.00)
- b. Authorize the Project Engineer, Leo F. Landauer and Associates, Inc., to prepare final plans and specifications for the building and equipment included in the revised scope.

Funds are available in previous appropriations to cover fees and miscellaneous expenses through preparation of final plans and specifications.

2. U. T. ARLINGTON: FINE ARTS BUILDING - ACCEPTANCE OF REVISED ANNUAL INTEREST GRANT NO. 5-6-00644-0.--At the Regents' Meeting held June 9, 1972, Annual Interest Grant No. 5-6-00644-0 for the Fine Arts Building at The University of Texas at Arlington in the annual amount of \$116,426.00 for a period of thirty years was accepted by the Board. This grant was for the purpose of paying the excess of interest over and above a 3% interest rate on \$5,000,000.00 of Combined Fee Revenue Bonds to be issued for U. T. Arlington allocated to the construction of this building and was calculated on an estimated interest rate of 6½% on these bonds.

The bonds as approved for issuance at the Regents' Meeting held January 26, 1973, carried an effective interest rate of 5.1227%. In order to adjust this grant to an amount which would cover the excess of interest over and above 3% interest rate based on the actual effective interest rate of 5.1227%, the Office of Education, Department of Health, Education and Welfare has issued a Notification of Reduction of Annual Interest Grant Commitment which reduces the annual amount to \$70,992.00 for a period of 29½ years, or a total of \$2,094,264.00.

It is recommended by Acting President Nedderman and System Administration that the Board accept the revised grant as outlined above.

3. U. T. AUSTIN: NAMING OF THE MATHEMATICS WING OF THE PHYSICS-MATHEMATICS-ASTRONOMY BUILDING IN HONOR OF DR. ROBERT L. MOORE.--The contributions of Dr. Robert L. Moore, Professor Emeritus of Mathematics at The University of Texas at Austin, as a teacher and scholar are universally recognized. Many on the Austin Campus have long had strong interest in finding some way to signify the honor in which Dr. Moore is held by an appropriate action that could be taken during his lifetime. One such proposal that has gained widespread favor has been to name the Mathematics Wing of the Physics-Mathematics-Astronomy Building for Dr. Moore. In a poll taken among the mathematics faculty members, that department voted strongly in favor of this proposal.

It is, therefore, recommended by President Spurr and System Administration that the Mathematics Wing of the Physics-Mathematics-Astronomy Building at The University of Texas at Austin be named the Robert L. Moore Wing, and that the provisions in Section 1, Chapter VIII, Part One, of the Regents' Rules and Regulations requiring that no person shall be so honored for at least five years following his death be waived.

4. U. T. AUSTIN: AUTHORIZATION TO GRANT CAPITAL CABLE COMPANY, INC., A LICENSE FOR THE INSTALLATION OF T. V. CABLE ON APPROXIMATELY SIXTY-SIX POLES AT GATEWAY APARTMENTS.--In order to provide cable television to the tenants of the Gateway Apartments, Capital Cable Company, Inc., has requested permission to install T. V. cable on poles owned by the University, which now provide electric and telephone service to the apartments.

Individual tenants may, at their option, elect to subscribe to Capital Cable at regular residential rates.

It is recommended by President Spurr and System Administration that approval be given by the Board for such a license agreement to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to legal form by a University Attorney.

5. U. T. Austin: Recommended Final Plans and Specifications for Extension of Utilities to Serve College of Education Building, Social Science and Humanities Library Building and Addition to Chemistry Building (Sometimes Referred to as New Chemistry Building) and Appointment of Committee to Award Contract. --

The Board authorized a project for Extension of Utilities to serve the College of Education Building, Social Science and Humanities Library, and New Chemistry Building at The University of Texas at Austin at the April 29, 1972 meeting and an increase in scope at the July 21, 1972 meeting. B. Segall, Jr., and Associates, Project Engineer, has prepared final plans and specifications in accordance with these authorizations for this project. As reported at the March 5, 1973 Board meeting the estimated total project cost is \$1,505,000.00. To complete the street crossings before the Fall Semester commences it will be necessary to expedite the award of the contract and to commence work at the earliest possible time.

President Spurr and System Administration recommend the Board:

- a. Approve the final plans and specifications at an estimated total project cost of \$1,505,000.00 and authorize the Office of Facilities Planning and Construction to advertise for bids.
- b. Appoint a committee consisting of Chairman McNeese, Regent Erwin, Deputy Chancellor Walker, President Spurr and Mr. Kristoferson to award a contract within the authorized estimated total project cost.

6. Acquisition of Land from The Lemuel Scarbrough Trust and Dedication for Right-of-Way Purposes to the City of Austin to Widen Guadalupe Street. --

The City of Austin has agreed to widen Guadalupe Street on the East side from 25th Street north to 27th Street providing an additional lane for traffic. The street will then conform to the traffic lanes now in existence between 24th and 25th Streets.

In order to improve the traffic circulation in and around The University of Texas at Austin campus, President Spurr and System Administration recommend that the Board:

- a. Authorize the acquisition of sufficient land on 27th Street and between 26th and 27th on Guadalupe Street from the Lemuel Scarbrough Trust. Also, authorize relocation of fence and shrubbery and the removal of the north and south sections of the old carriage house and replacing the west wall of the building with respect to the new established property line of the Scarbrough Trust property. These costs are to be paid from funds in a previously approved appropriation entitled, Redesign of West End of Campus, Landscaping, Etc. (Account No. 36-9097-4099).
- b. Authorize the Chairman of the Board to execute a right-of-way dedication for street purposes to the City of Austin after approval as to content by Deputy Chancellor Walker and as to form by a University Attorney.

7. U. T. AUSTIN: AUTHORIZATION FOR EXPANSION OF CHILLING CAPACITY IN CHILLING STATIONS 3 AND 4, APPOINTMENT OF PROJECT ENGINEERS AND APPROPRIATION THEREFOR.--After the completion of the Graduate School of Business, Addition to the Chemistry Building, College of Education Building, Social Science and Humanities Library, 50 Meter Indoor Swimming Facility, Special Events Building, and College of Fine Arts and Performing Arts Center, there will be a demand for chilled water to cool the buildings in excess of the available supply. When chilling stations 3 and 4 were constructed, space was provided for additional refrigeration machines. Preliminary studies indicate that at least 3,000 tons of refrigeration should be installed in each of the two chilling stations at an estimated total project cost for both stations of \$1,900,000.

President Spurr and System Administration recommend that the Board:

- a. Authorize the expansion of chilling capacity at an estimated total project cost of \$1,900,000.00.
- b. Appoint an Engineer from a list to be furnished at the time of the meeting with authorization for the preparation of preliminary plans for approval of the Board at a later meeting.
- c. Appropriate \$30,000.00 from U. T. Austin - Utility Plant Reserve Fund MO&E Account #18-2000-0050 for fees and miscellaneous expenses through the preparation of preliminary plans and outline specifications.

amended

8. U. T. DALLAS: APPROVAL OF EASEMENT TO THE BOARD OF DIRECTORS OF THE TEXAS A & M UNIVERSITY SYSTEM FOR AN UNDERGROUND SANITARY SEWER EASEMENT.--The Texas A & M University System has requested an underground sanitary sewer easement twenty feet (20') in width and approximately six hundred forty feet (640') in length in, upon and across a portion of The University of Texas at Dallas land in the Southwest corner of the J. Clay Survey, Abstract 313, Dallas County Deed Records. The easement is more fully described in the easement document which will be available for examination at the Board meeting.

In consideration of the granting of this easement The University of Texas at Dallas shall have the right, in perpetuity, to connect to the sanitary sewer line at no cost to the University.

It is recommended by President Jordan and System Administration that approval be given by the Board for such an easement to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to legal form by a University Attorney.

9. U. T. El Paso: Biology and Classroom Areas of the Addition to Physical Science Building (Part of Engineering-Science Complex): Acceptance of Annual Interest Grant No. 5-6-00678-0. --Annual Interest Grant No. 5-6-00678-0 for the Biology and Classroom Areas of the Addition to Physical Science Building (Part of Engineering-Science Complex) at The University of Texas at El Paso has been received from the Office of Education, Department of Health, Education and Welfare. This grant is for an annual amount of \$40,309.00 for a period of thirty years, or a total of \$1,209,270.00. This grant will be paid annually over the life of Combined Fee Revenue Bonds to be issued at U. T. El Paso and is for the purpose of paying the excess of interest over and above a 3% interest rate on \$2,500,000.00 of the bonds allocated to the construction of the Engineering-Science Complex. The approved annual grant amount is calculated on an estimated interest rate of 5½%.

It is recommended by President Templeton and System Administration that the Board accept this grant as outlined above.

10. U. T. EL PASO: ENGINEERING BUILDING (PART OF ENGINEERING-SCIENCE COMPLEX) - ACCEPTANCE OF ANNUAL INTEREST GRANT NO. 5-6-00679-0.--Annual Interest Grant No.5-6-00679-0 for the Engineering Building (Part of Engineering-Science Complex) at The University of Texas at El Paso has been received from the Office of Education, Department of Health, Education and Welfare. This grant is for an annual amount of \$40,309.00 for a period of thirty years, or a total of \$1,209,270.00. This grant will be paid annually over the life of Combined Fee Revenue Bonds to be issued at U. T. El Paso and is for the purpose of paying the excess of interest over and above a 3% interest rate on \$2,500,000.00 of the bonds allocated to the construction of the Engineering-Science Complex. The approved annual grant amount is calculated on an estimated interest rate of 5½%.

It is recommended by President Templeton and System Administration that the Board accept this grant as outlined above.

11. U. T. EL PASO: REQUEST FOR AUTHORIZATION FOR MODIFICATION OF CENTRAL ENERGY PLANT WHICH SERVES THE CAMPUS WITH CHILLED AND HOT WATER.--Southern Union Gas Company, the supplier of natural gas fuel, has notified the Lone Star Energy Company, owner of the central energy plant (solely natural gas fueled) and supplier of chilled water and steam services for The University of Texas at El Paso that:

- a. Uninterrupted supply of natural gas cannot be assured;
- b. Curtailments in supply may or may not occur; and
- c. Consideration should be gived⁴¹ to installation of an alternate fuel system.

Lone Star Energy Company provides services to The University of Texas at El Paso under contract which includes certain provisions for leasing of a limited site, expansion of central plant facilities themselves and negotiations of rates for these services. To provide the essential alternate fuel supply, it is recommended by President Templeton and System Administration that the Board authorize the Deputy Chancellor for Administration to:

- a. Request Lone Star Energy Company to prepare plans and specifications and cost estimates for furnishing and installing underground fuel oil storage tanks for a minimum two (2) weeks' capacity at peak requirements, these plans and specifications and cost estimates to be reviewed and approved by the Office of Facilities Planning and Construction prior to commencement of the work.
- b. Negotiate with Lone Star Energy ~~Corporation~~^{Company} for a revision to the land lease agreement for land required for these tanks and associated piping and appurtenances, such lease agreement to be brought before the Board at a later date for approval.
- c. Negotiate with Lone Star Energy Company for a revised, increased rate structure for services based on the actual capital improvements cost for the alternate fuel oil system, such new rate structure to be brought before the Board at a later meeting for approval.
- d. Authorize Lone Star Energy Company to modify two existing hot water generators to use diesel oil as an alternate fuel.
- e. Authorize Lone Star Energy Company to undertake and complete the construction of this alternate underground fuel oil storage system.

12. U. T. SAN ANTONIO: WAREHOUSE BUILDING - AWARD OF CONTRACT TO WILLIAM F. FANNIN DBA ALAMO STEEL BUILDERS, INC., SAN ANTONIO, TEXAS, AND APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' Meeting held December 8, 1972, final plans and specifications were prepared by the Physical Plant staff of The University of Texas at San Antonio and the Office of Facilities Planning and Construction. Bids were called for and were received, opened and tabulated on April 3, 1973, as shown below:

Bidder	Base Bid	Add Alternates			Bidder's Bond
		No. 1	No. 2	No. 3	
William W. Fannin, dba Alamo Steel Builders, Inc., San Antonio, Texas	\$ 77,277	\$7,194	\$3,318	\$2,518	5%
Wallace L. Boldt, General Contractor, Inc., San Antonio, Texas	98,693	8,500	2,300	2,300	5%
Jacosco Construction, Inc., San Antonio, Texas	107,255	8,600	2,000	2,200	5%
Peco Construction Company, San Antonio, Texas	112,780	7,958	1,863	2,590	5%
Pletz Building Systems, Inc., San Antonio, Texas	104,417	9,326	3,600	2,285	5%
Sentinel Construction Company, San Antonio, Texas	88,958	9,206	6,700	2,460	5%
H. B. Zachry Company, San Antonio, Texas	118,628	8,172	5,204	2,500	5%

This project provides for approximately 10,800 gross square feet of facilities for the Warehouse Building (steel building on concrete slab) at U. T. San Antonio. A total project cost of \$98,000.00 has previously been authorized for this project.

President Flawn and System Administration recommend that the Board:

- a. Award the construction contract for the Warehouse Building to the low bidder, William F. Fannin dba Alamo Steel Builders, Inc., San Antonio, Texas, as follows:

Base Bid \$77,277.00

Add Alternates:

No. 1 (4 Combination Heating, Ventilating, Air Conditioning Units) 7,194.00

No. 2 (Asphalt paving for Service Yard) 3,318.00

No. 3 (Fence for Service Yard) 2,518.00

Total Recommended Contract Award \$90,307.00

- b. Authorize a total project cost of \$97,000.00 to cover the recommended building construction contract award, fees and miscellaneous expenses.
- c. Appropriate funds in the amount of \$97,000.00 from Tuition Revenue Bonds to cover the total project cost.

13. U. T. San Antonio: Recommended "Correction Easement" to the City of San Antonio, Texas, for Leon Creek Sanitary Sewer Outfall Across U. T. San Antonio Property, and Abandonment of Previous Easement. --

At its meeting on July 21, 1972, the Board of Regents approved an underground easement of fifty (50') feet in width and approximately thirty seven hundred (3700') feet in length across The University of Texas at San Antonio property, to construct a major sanitary sewer line, identified as Leon Creek Sanitary Sewer Outfall.

The contracting engineer for the City of San Antonio made an error of one hundred (100') feet in the length of this easement, and the City of San Antonio has requested a "Correction Easement" with abandonment of the previous easement. The corrected field notes and plat will be available for examination at the Board meeting.

It is recommended by President Flawn and System Administration that approval be given by the Board for such a "Correction Easement" to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to legal form by a University attorney.

14. U. T. San Antonio: Library Surge Facility - Report of Committee to Select Site, Recommended Final Plans and Specifications, Request for Authorization to Advertise for Bids and for Committee to Award Contract, and Appropriation Therefor, --

In accordance with authorization given at the Regents' Meeting held March 5, 1973, final plans and specifications have been prepared for the Library Surge Facility at The University of Texas at San Antonio by the Office of Facilities Planning and Construction and the Consulting Engineer, B. Segall, Jr., and Associates.

These plans and specifications provide for an initial library facility of approximately 20,000 square feet in a remote but accessible area on the west side of the campus of The University of Texas at San Antonio near the location of the fire station site. A total project cost of \$350,000.00 has been estimated for this facility.

President Flawn and System Administration recommend that the Board:

- a. Approve the final plans and specifications at an estimated total project cost of \$350,000.00.
- b. Authorize the Director of the Office of Facilities Planning and Construction to advertise for bids.
- c. Authorize the previously appointed site selection Committee, consisting of President Flawn, Director Kristoferson, Deputy Chancellor Walker, Regent Bauerle, and Committee Chairman Erwin, to award a construction contract within the authorized total project cost of \$350,000.00.
- d. Appropriate \$350,000.00 for this project from Tuition Revenue Bond proceeds.

15. U. T. SAN ANTONIO: HUMANITIES - BUSINESS BUILDING - ACCEPTANCE OF THIRD REVISION OF ANNUAL INTEREST GRANT NO. 5-6-00633-0.--At the Regents' Meeting held July 30, 1971, Annual Interest Grant No. 5-6-00633-0 for the Humanities-Business Building at The University of Texas at San Antonio in the annual amount of \$21,460.00 for a period of thirty years on a loan supported amount of \$1,000,000.00 was accepted by the Board. At the Regents' Meeting held on March 16, 1972, a revision to Annual Interest Grant No. 5-6-00633-0 was accepted by the Board which increased the annual amount to \$30,970.00 for a period of 30½ years on an increased supported loan amount of \$2,000,000.00. At the Regents' Meeting held on June 9, 1972, a reduction of Annual Interest Grant No. 5-6-00633-0 was accepted by the Board which reduced the annual amount to \$29,942.00.

The Department of Health, Education and Welfare has issued a third revision to Annual Interest Grant No. 5-6-00633-0 to reflect an increase in the principal amount of supported loan on which an annual interest grant is approved from \$2,000,000.00 to \$3,000,000.00 and an increase in the amount of annual interest grant from \$29,942.00 to \$44,913.00. This grant is for the purpose of paying the excess of interest over 3% interest rate on \$3,000,000.00 of General Tuition Revenue Bonds issued for U. T. San Antonio allocated to the construction of the Humanities-Business Building and is calculated on an average interest rate of 5.3358% on these bonds.

It is recommended by President Flawn and System Administration that the Board accept the revised grant as outlined above.

16. DALLAS HEALTH SCIENCE CENTER (DALLAS MEDICAL SCHOOL): PARKING STRUCTURE - AUTHORIZATION TO REJECT BIDS; AUTHORIZATION TO MODIFY PLANS AND SPECIFICATIONS; AUTHORIZATION TO RE-ADVERTISE FOR BIDS.--In accordance with authorization given at the December 8, 1972 Board meeting, bids were called for and were received, opened, and tabulated on March 20, 1973, as shown on Page B&G-11, for a Parking Structure at The University of Texas Dallas Health Science Center for the Dallas Medical School.

A 600-car parking facility is the needed facility for the Dallas Health Science Center. Originally, as plans were being developed, a unit cost of some \$1,500.00 per car was estimated. However, by the time the plans were completed, there was evidence that a cost of some \$1,900.00 per car might be involved. For this reason, the base bid called for was for 460 parking spaces with an added alternate for one more floor which would provide 140 additional parking spaces. The low base bidder will provide only a 460-car parking facility within the total project cost. However, further study by the project architects and the Office of Facilities Planning and Construction indicate that by certain modifications of plans and specifications a satisfactory parking facility for 600 cars can be obtained within the total project cost of \$1,300,000. In order to meet the requirements of the Dallas Medical School, President Sprague and System Administration recommend that the Board:

- a. Reject all bids received March 20, 1973 for the project.
- b. Authorize the Project Architects, Beran and Shelmire, to make the necessary modifications in the final plans and specifications to provide a parking facility for 600 cars within the total project budget of \$1,300,000.00.
- c. Authorize the Director of the Office of Facilities Planning and Construction to advertise for bids on the revised plans and specifications.

PARKING STRUCTURE AT THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT DALLAS (DALLAS MEDICAL SCHOOL)

Bids Received March 20, 1973, at 2:00 P. M., at the Office of Facilities Planning and Construction
of The University of Texas System, Austin, Texas

Bidder	Base Bid	Add Alternates					Bidder's Bond
		No. 1	No. 2	No. 2a	No. 3	No. 4	
William S. Baker, Inc., Dallas, Texas	\$1,246,938.00	\$197,320.00	\$55,623.00	\$ 32,087.00	\$68,893.00	\$21,710.00	5%
Luther Hill and Associates, Inc., Dallas, Texas	1,183,306.00	222,573.00	78,679.00	119,196.00	49,988.00	26,540.00	5%
Kugler-Morris, General Contractors, Inc., Dallas, Texas	1,176,000.00	279,500.00	65,000.00	98,000.00	50,000.00	20,000.00	5%
Linbeck Construction Corporation, Houston, Texas	1,169,737.00	232,543.00	55,000.00	82,500.00	66,319.00	20,000.00	5%
Avery Mays Construction Company, Dallas, Texas	1,205,000.00	218,000.00	50,000.00	79,000.00	59,000.00	18,000.00	5%
Robert E. McKee, Inc., Dallas, Texas	1,280,000.00	242,700.00	55,100.00	81,500.00	53,600.00	23,900.00	5%

17. DALLAS HEALTH SCIENCE CENTER (DALLAS MEDICAL SCHOOL): ACADEMIC AND ADMINISTRATION BUILDING - AWARD OF CONTRACTS TO DALLAS OFFICE SUPPLY COMPANY AND REGAL DRAPERY AND CARPET SERVICE FOR FURNITURE AND FURNISHINGS.--Specifications for Furniture and Furnishings for the Academic and Administration Building at The University of Texas Southwestern Medical School at Dallas in the Dallas Health Science Center were prepared in the Office of Facilities Planning and Construction and bids called for. These bids were received, opened, and tabulated on April 4, 1973, as shown below:

Bidder	Base Bid "A"	Base Bid "B"	Bidder's Bond	Time of Completion
Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	\$82,643.18	No Bid	5%	150 Days - "A"
Carpet Engineering Services Company, Dallas, Texas	No Bid	\$50,875.00	5%	120 Days - "B"
Custom Contract Interiors, Dallas, Texas	None	49,750.00	5% not to exceed \$2,500	45 Days - "B"
Dallas Office Supply Company, Dallas, Texas	81,127.75	53,382.50	5%	120 Days - "A" 115 Days - "B"
Industrial Office Supply, Dallas, Texas	83,819.45	---	5%	30 Days - "A"
M & R Furnishings, Houston, Texas	None	52,065.00	5%	120 Days - "B"
Regal Drapery & Carpet Service, Dallas, Texas	---	45,638.00	5%	21 Days from Carpet Delivery - "B"
Rockford Furniture Associates, Austin, Texas	82,111.70	No Bid	5%	200 Days - "A"
Suniland Furniture Company, Houston, Texas	No Bid	56,825.00	5%	100 Days - "B"
Sherman Wallace, Inc., Fort Worth, Texas	No Bid	51,340.83	5%	180 Days - "B"

It is recommended by President Sprague and System Administration that contract awards be made to the low bidders, as follows:

Base Bid "A" (General Office Furniture)
Dallas Office Supply Company
Dallas, Texas \$ 81,127.75

Base Bid "B" (Carpet)
Regal Drapery and Carpet Service
Dallas, Texas 45,638.00

Total Recommended Contract Awards \$126,765.75

The funds needed to cover these contract awards are in the Furniture and Equipment Account for the project.

18. DALLAS HEALTH SCIENCE CENTER (DALLAS MEDICAL SCHOOL): ADDITION TO ACADEMIC AND ADMINISTRATION BUILDING - AUTHORIZATION TO CHANGE LOCATION OF FACULTY CENTER; AUTHORIZATION FOR PAYMENT TO ARCHITECT FOR APPROVED FINAL PLANS AND SPECIFICATIONS; AUTHORIZATION TO PREPARE PRELIMINARY PLANS AND SPECIFICATIONS FOR REVISED LOCATION.--At the Regents' Meeting on December 8, 1972, final plans and specifications were approved for an Addition to the Academic and Administration Building at The University of Texas Health Science Center at Dallas for the Dallas Medical School to house the Faculty Center of approximately 6,000 gross square feet for an estimated total project cost of \$310,000.00. Authorization was given the Director of Facilities Planning and Construction to negotiate a change order to the Academic and Administration Building, a part of the Phase I construction now under way. A number of negotiations with the Phase I Contractor, Robert E. McKee, Inc., have been unsuccessful in obtaining a price quotation within the authorized funds. Subsequently, alternate locations for the Faculty Center have been studied and the most feasible and economical location is on the Fourth Level of the Florence Bioinformation Center, using a part of the area which is reserved for future expansion of the Library stacks. The Director of the Division of Physician and Health Professions Education, Bureau of Health Manpower Education, who administers the federal construction grant, has approved this location for a Faculty Lounge without adverse effect on the grant.

President Sprague and System Administration recommend that the Board:

- a. Approve the location of the Faculty Center in about 10,000 gross square feet on the east end of the Fourth Level of the Florence Bioinformation Center, at a total cost not to exceed the \$310,000.00 previously appropriated.
- b. In accordance with the Owner-Architect Agreement, authorize payment of the Project Architect for previously approved final plans and specifications used for negotiations with the Phase I Contractor, Robert E. McKee, Inc.
- c. Authorize the Project Architect to prepare new Preliminary Plans and Specifications in the revised location for consideration by the Board at a later meeting.

19. DALLAS HEALTH SCIENCE CENTER (DALLAS MEDICAL SCHOOL): PHYSICAL PLANT EXPANSION - AUTHORIZATION FOR REDUCED SCOPE AND REVISED FEE PAYMENTS TO PROJECT ARCHITECT.--Under authorization given by the Board on January 31, 1969, for the Phase I Expansion of The University of Texas Medical School at Dallas, a project authorization was approved for the Expansion of the Physical Plant to support the growing demands for expanding facilities needed by an entering class of 200 medical students. An appointment of Preston M. Geren as Project Architect was made, with authorization for the preparation of final plans and specifications for the project at an estimated total project cost of \$580,000.00. Funds were appropriated for fees and miscellaneous expenses through the preparation of final plans.

Subsequent actions included the preparation of schematic plans to support a March 1971 grant application which was approved but unfunded. In February 1972, Regents' authorization was obtained for refiling of the grant application at an estimated total project cost of \$804,000.00, including central monitoring equipment and remodeling of some areas in the existing building. Since no grant was obtained, economies must be made in the existing project design by the elimination of the central monitoring system and other modifications in the schematic plans.

President Sprague and System Administration recommend that the Board:

- a. Approve a reduction in scope for the Physical Plant Expansion to an estimated total project cost of \$326,000.00 including construction costs, fees, furniture, equipment and contingencies.
- b. Authorize the preparation of final plans and specifications to be brought to the Board at a future meeting.

c. Authorize the Office of Facilities Planning and Construction to complete negotiations on revised fee payments to the Project Architect as follows:

1. Modification of the existing plans to reduce the scope of the project at a cost not to exceed \$2,100.00.
2. Compensation for previous design work used in grant applications at a cost not to exceed \$3,578.00.

The previously authorized appropriation is adequate to cover these payments and other expenses through the preparation of final plans and specifications.

20. DALLAS HEALTH SCIENCE CENTER (DALLAS MEDICAL SCHOOL): CAMPUS WEST PERIMETER AND TRANSVERSE ROADWORK - APPROVAL OF SCOPE REDUCTION; APPROVAL OF PRELIMINARY PLANS AND PROJECT COST; AUTHORIZATION TO PREPARE FINAL PLANS AND SPECIFICATIONS; AND APPROPRIATION THEREFOR.--In accordance with the authorization given at the Regents' Meeting held December 8, 1972, preliminary plans and cost estimates for the construction of the Transverse Roadwork at The University of Texas Health Science Center at Dallas for the Dallas Medical School have been prepared by Project Engineer Raymond L. Goodson, Jr., Inc., and will be available at the Board meeting.

Detailed traffic studies were made before plans were prepared and results have shown that the West Perimeter road segment connecting Medical Center Drive with the Transverse Road will not contribute significantly to easing the traffic congestion at Dallas Medical School. Therefore the West Perimeter Road plans were not developed; and removing this road segment from the scope of the project also eliminates the need to negotiate with Texas Woman's University School of Nursing and Callier Hearing and Speech Center for participation in the project, as was originally authorized.

President Sprague and System Administration recommend that the Board:

- a. Approve the elimination of the West Perimeter Road connecting Medical Center Drive with the Transverse Road from the scope of the project.
- b. Approve the preliminary plans and specifications for the Transverse Roadwork at an estimated total project cost of \$125,000.00 and authorize the Project Engineer to prepare final plans and specifications for consideration of the Board at a future meeting.
- c. Appropriate \$2,500.00 from Dallas Medical School Plant Funds Account No. 957405 for fees and miscellaneous expenses through final plans and specifications, \$5,000.00 having been previously appropriated.

21. Dallas Health Science Center: Recommended Easement to Dallas Power and Light Company and Southwestern Bell Telephone Company for Underground Electrical Distribution System to Serve the Forensic Science Building (on Land Conveyed to Dallas County Commissioners' Court for a Jointly Operated Forensic Science Institute). --In order to provide electric service to the Forensic Science Building (on land conveyed to Dallas County Commissioners' Court for a jointly operated Forensic Science Institute), Dallas Power and Light Company has requested an easement approximately ten feet (10') in width and approximately six hundred fifty feet (650') in length under, over, and across that certain 37.336 acre tract of land in the City of Dallas, Block 6057 designated Tract No. 3 and conveyed to the State of Texas by Southwestern Medical Foundation by a Warranty Deed dated February 12, 1951, of record in Volume 3506, Page 9, Deed Records of Dallas County, Texas. The easement is more fully identified by Exhibit "A" attached to the easement document and made a part thereof for all purposes, and will be available for examination at the Board meeting.

It is recommended by President Sprague and System Administration that approval be given by the Board for such an easement to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to legal form by a University attorney.

22. Galveston Medical Branch (Marine Biomedical Institute): Recommended Easement to Houston Lighting and Power Company for an Overhead Electric Distribution System. --

To provide electric service to the new Marine Biomedical Institute, Houston Lighting and Power Company requests two easements, one five (5') feet wide and one ten (10') feet wide at two separate locations, together with aerial easements from a plane twenty feet above the ground, across, under and over that certain tract or parcel of land in the City of Galveston, Texas, out of the Michael B. Menard Survey, Abstract 628, and being the same property described in a deed dated January 26, 1973, from Galveston Yacht Basin, incorporated to the Board of Regents of The University of Texas System and recorded in Volume 2333, page 565 of the Deed Records of Galveston County, Texas. The easement is more fully identified on Plat No. 73-254 attached and made a part of the easement document which will be available for examination at the Board meeting.

It is recommended by President Blocker and System Administration that approval be given by the Board for such an easement to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to form by a University attorney.

23. GALVESTON MEDICAL BRANCH: CHILD HEALTH CENTER - AWARD OF CONTRACT TO SOUTHWESTERN CONSTRUCTION COMPANY, AND APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' Meeting held October 20, 1972, bids were called for and were received, opened, and tabulated on March 27, 1973, for the Child Health Center at The University of Texas Medical Branch at Galveston as shown below:

	W. S. Bellows Construction Corporation, Houston, Texas	Manhattan Construction Company, Houston, Texas	Southwestern Construction Company, Houston, Texas	Tellepsen Construction Company, Houston, Texas	Thomas Con- struction Company, Inc., of Missouri, St. Joseph, Missouri
Base Bid	\$7,689,000	\$7,575,000	\$7,193,000	\$7,549,000	\$7,280,000
Alternates:					
No. 1a, Add	643,000	625,000	641,000	710,800	619,300
No. 1b, Add	3,000	1,000	3,000	900	2,700
No. 1c, Deduct	11,000	11,000	11,000	11,000	11,450
No. 1d, Deduct	No Bid	1,000	No Bid	No Bid	No Change
No. 1e, Deduct	600	600	700	700	700
No. 2, Add	57,000	54,000	42,000	56,000	53,300
No. 3, Add	42,000	40,000	44,000	46,600	42,300
No. 4, Add	51,200	48,000	48,000	48,900	55,400
No. 5, Deduct	48,000	48,000	49,000	48,800	51,000
No. 6, Deduct	No Bid	7,500	No Bid	No Bid	No Change
No. 7, Add	166,000	45,000	70,000	64,000	61,900
No. 8, Deduct	300	300	300	400	400
No. 9, Deduct	1,300	1,300	1,200	1,200	1,250
No. 10, Add	10,100	9,000	9,500	14,800	10,000
No. 11, Add	113,000	107,000	101,000	92,000	93,700
No. 12, Add	147,000	105,000	148,000	140,000	122,000
Bidder's Bond	5%	5%	5%	5%	5%

This project provides for approximately 190,000 gross square feet (168,716 base bid (104 beds) plus 21,300 6th level Alternate 1a (52 beds) of facilities for the Child Health Center at The University of Texas Medical Branch at Galveston.

A total project cost of \$10,000,000.00 plus \$370,000.00 for the extension of steam and chilled water lines within the project site and \$161,000.00 for a new electrical vault to serve this project, Moody Medical Library, and the Additions to the John Sealy Hospital project has previously been approved. These utility extensions were previously approved with the understanding that construction costs and related expenses were to be prorated between the Addition to John Sealy Hospital and the Child Health Center. Favorable bids make it no longer necessary to prorate these costs.

President Blocker and System Administration recommend that the Board:

- a. Award the construction contract for \$8,299,500.00 to the low bidder, Southwestern Construction Company, Houston, Texas, as follows, subject to approval of Federal granting agencies:

Base Bid	\$7,193,000.00
Add Alternates:	
No. 1a (Additional Patient Bedroom Floor)	641,000.00
No. 1b (Sixth Level Elevator)	3,000.00
No. 2 (Front Canopy)	42,000.00
No. 3 (Landscaping)	44,000.00
No. 4 (Additional Elevator)	48,000.00
No. 7 (Laboratory Casework)	70,000.00
No. 10 (Site Lighting)	9,500.00
No. 11 (Transformer Vault)	101,000.00
No. 12 (Steam and Chilled Water Loop Lines)	<u>148,000.00</u>
Total Recommended Contract Award	<u>\$8,299,500.00</u>

- b. Authorize a total project cost of \$10,300,000.00 to cover the recommended building construction contract award plus furnishings and equipment estimated at \$1,268,500.00, and air balancing, Architect's fees, administrative costs and miscellaneous expenses estimated at \$732,000.00.
- c. Appropriate additional funds not to exceed \$9,851,500.00 from the sources listed below, \$448,500.00 having been previously appropriated from Sealy-Smith Foundation Grant funds:

Sealy-Smith Foundation Grant funds, not to exceed	\$4,562,500.00
Estimated Federal grant funds	5,289,000.00

24. Galveston Medical Branch (Galveston Hospitals): Recommended Easement to Houston Lighting and Power Company for an Underground Electric Distribution System for Child Health Center. --

In order for construction to begin on the new Child Health Care Center, it will be necessary to reroute an electrical duct bank. This easement provides for rerouting the main electrical feeder into Vault 2, which serves the John Sealy Hospital. Houston Lighting and Power Company requests an easement ten (10') feet wide and approximately one hundred eighty (180') feet in length, across, under and over part of Block 608, in the City of Galveston, Texas, and being a part of the properties described in a deed dated April 21, 1938, from the Sealy and Smith Foundation to the State of Texas, and recorded in Volume 565, Page 497 of the Deed Records of Galveston County, Texas. The easement is more fully identified on Plat No. A-72-1282 attached thereto and made a part thereof.

It is recommended by President Blocker and System Administration that approval be given by the Board for such an easement to be executed by the Chairman of the Board after approval as to content by Deputy Chancellor Walker and as to form by a University attorney.

25. HOUSTON HEALTH SCIENCE CENTER (HOUSTON MEDICAL SCHOOL): PHASE II BUILDING - APPROVAL OF FINAL PLANS AND SPECIFICATIONS, AND AUTHORIZATION TO ADVERTISE FOR BIDS.--In accordance with authorization given at the Regents' meeting held October 20, 1972, final plans and specifications have been prepared for The University of Texas Medical School at Houston Phase II Building by the Project Architect, Brooks, Barr, Graeber, and White. These plans and specifications provide for a building of approximately 479,660 gross square feet of finished space and 41,220 gross square feet of shelled space at an estimated total project cost of \$27,847,000.00.

Acting President Olson and System Administration recommend that the Board:

- a. Approve the final plans and specifications at an estimated total project cost of \$27,847,000.00.
- b. Authorize the Director of the Office of Facilities Planning and Construction to advertise for bids after appropriate reviews are complete.

Previous appropriations of \$1,475,000.00 are sufficient to cover architectural fees and miscellaneous expenses through final plans and specifications.

26. SAN ANTONIO HEALTH SCIENCE CENTER (SAN ANTONIO MEDICAL SCHOOL): PHYSICAL PLANT WAREHOUSE BUILDING - APPROVAL OF PRELIMINARY PLANS AND OUTLINE SPECIFICATIONS, AUTHORIZATION TO PREPARE FINAL PLANS AND SPECIFICATIONS, AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with the project authorization given at the Regents' Meeting held December 8, 1972, preliminary plans and specifications for the construction of a Physical Plant Warehouse Building at The University of Texas Medical School at San Antonio have been prepared by the Project Architect, Phelps and Simmons and Associates.

President Harrison and System Administration recommend that the Board:

- a. Approve the preliminary plans and outline specifications for approximately 12,000 gross square feet at an estimated total project cost of \$275,000.00, and authorize the Project Architect to prepare final plans and specifications for consideration of the Board at a future meeting.
- b. Appropriate an additional \$8,000.00 from San Antonio Medical School Unexpended Plant Funds - Project Allocation Account to cover fees and miscellaneous expenses through the preparation of final plans and specifications, \$6,000.00 having been previously appropriated from the same source.

BUILDING AND GROUNDS COMMITTEE

APRIL 24, 1973

SUPPLEMENTAL INFORMATION

Item 27, page 22, UNIVERSITY CANCER CENTER (M. D. ANDERSON): CANCER
RESEARCH ADDITION - The estimated cost of the project is \$6,790,000.00.

27. UNIVERSITY CANCER CENTER (M. D. ANDERSON): CANCER RESEARCH ADDITION - APPROVAL OF CHANGE IN SCOPE, LOCATION AND PROJECT COST; APPROVAL OF PRELIMINARY PLANS AND OUTLINE SPECIFICATIONS; AUTHORIZATION TO PREPARE FINAL PLANS AND SPECIFICATIONS; AND APPROPRIATION THEREFOR.--At the Board meeting on April 29, 1972, authorization was given to increase the Cancer Research Addition project to 200,000 gross square feet at an estimated total cost of \$13,500,000.00 to be financed by a 75% federal grant, and the project was to be located east of the existing research building. A grant application was made on this project to the National Cancer Institute which made a grant award equal to one-half of the amount requested. This grant of \$4,581,921.00 was accepted by the Board at the meeting held July 21, 1972.

The National Cancer Institute has approved, subject to review of preliminary plans, a corresponding 50% reduction in scope of the project from 200,000 to 100,000 gross square feet. Since this smaller building would not fully utilize the site east of the existing building, the National Cancer Institute has also approved relocating the project as a Sixth and Seventh Floor addition to the existing building. Preliminary plans and outline specifications of the project have been prepared for Board approval.

President Clark and System Administration recommend that the Board take action on the following items:

- a. Approve the reduction in scope of the project from 200,000 to 100,000 gross square feet as Sixth and Seventh Floor Addition to the existing building in accordance with the financial details to be furnished at the Board meeting. *\$6,790,000.*
- b. Approve preliminary plans and outline specifications subject to approval by the National Cancer Institute.
- c. Authorize the Project Architects to prepare final plans and specifications for Board approval at a later date.
- d. Appropriate \$140,000.00 as an advance from Permanent University Fund Bond proceeds to cover fees and miscellaneous expenses through final plans and specifications, \$180,000.00 having been previously appropriated.

28. UNIVERSITY CANCER CENTER (M. D. ANDERSON): LUTHERAN HOSPITAL ADDITION AND OUTPATIENT CLINIC EXPANSION - ADDITIONAL APPROPRIATION FROM GIFT FUNDS.--At the December 8, 1972 Board Meeting, a construction contract was awarded including the base bid and certain alternates. The total project cost appropriated was \$35,525,185.03.

Since that time additional gift funds in the amount of \$395,375.55 have been received that are reported to the Board of Regents either through the docket or the quarterly small gift report.

President Clark and System Administration recommend that the Board appropriate the additional gift funds in the amount of \$395,375.55 and increase the total project cost accordingly. This appropriation will permit the issuance of a change order to add bid Alternates Nos. 15 and 16 for two elevators in the Lutheran Hospital to the Manhattan Construction Company contract. Bids on these alternates were received, opened, and tabulated on November 9, 1972, with prices firm on alternates for six months from date of contract award.

29. System Nursing School (San Antonio Nursing School): Completion of Inscription on Plaque for Permanent Building. --The inscription for the plaque for the Permanent Building at the San Antonio Nursing School of The University of Texas System School of Nursing was approved with the understanding that the name of the contractor would be included when the contract was awarded. The contract was awarded on January 1, 1973, to Lyda, Inc., San Antonio, Texas. Thus, for the record it is reported that the final inscription for the plaque on this Permanent Building of the San Antonio Nursing School will be:

1972

BOARD OF REGENTS

John Peace, Chairman
 Frank N. Ikard, Vice-Chairman
 Frank C. Erwin, Jr.
 Jenkins Garrett
 Mrs. Lyndon B. Johnson
 Joe M. Kilgore
 A. G. McNeese, Jr.
 Joe T. Nelson, M.D.
 Dan C. Williams

Charles A. LeMaistre, M.D.,
 Chancellor, The University
 of Texas System
 Marilyn D. Willman, President,
 The University of Texas
 System School of Nursing

Bartlett Cocke and Associates
 and Phelps and Simmons and
 Associates, Project Architects
 Lyda, Inc., Contractor

30. SYSTEM NURSING SCHOOL: SCHOOL OF NURSING BUILDING AT AUSTIN - AWARD OF CONTRACTS TO ABEL CONTRACT FURNITURE AND EQUIPMENT COMPANY, INC., CENTRAL DISTRIBUTING COMPANY, AND TRACOUSTICS, INC., FOR FURNITURE AND FURNISHINGS.-- Specifications for Furniture and Furnishings for The University of Texas School of Nursing Building, Austin, Texas, were prepared in the Office of Facilities Planning and Construction and bids called for. These bids were received, opened, and tabulated on March 20 as shown on Page B&G - 20.

It is recommended by President Willman and System Administration that contract awards be made to the low bidders, as follows:

Base Bid "A" (General Office Furniture) Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	\$ 85,846.41
Base Bid "B" (Hospital Room Furniture) Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	3,434.00
Base Bid "C" (Classroom Furniture) Central Distributing Company San Antonio, Texas	30,241.50
Base Bid "E" (Sound Isolation Chamber) Tracoustics, Inc. Austin, Texas	2,370.00
Base Bid "F" (Cabinets) Central Distributing Company San Antonio, Texas	<u>12,647.07</u>
Total Recommended Contract Awards	<u><u>\$134,538.98</u></u>

It is recommended that all bids for Base Proposal "D" (Carpet) be rejected, since this item is in the construction contract.

The bid of Hill Rom Company (Base Bid "B") is non-responsive in that it was not signed, and, therefore, recommendation has been made to award to the next low bidder.

The funds needed to cover these contract awards are in the Furniture and Equipment Account for the project.

FURNITURE AND FURNISHINGS FOR THE UNIVERSITY OF TEXAS SCHOOL OF NURSING BUILDING, AUSTIN, TEXAS
 Bids Received at 2:00 P. M., March 20, 1973, at the Office of Facilities Planning and Construction,
 The University of Texas System, Austin, Texas

Bidder	Base Bid "A"	Base Bid "B"	Base Bid "C"	Base Bid "D"	Base Bid "E"	Base Bid "F"	Bidder's Bond or Cashier's Check	Time of Completion
Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	\$85,846.41	\$3,434.00	No Bid	No Bid	No Bid	\$21,095.00	B.B. 5%	120 days - Bid "A" 90 days - Bid "B" 135 days - Bid "F"
American Desk Manufac- turing Company, Temple, Texas	---	---	\$31,686.23	---	---	---	B.B. 5%	When Required
Central Distributing Company, San Antonio, Texas	No Bid	No Bid	30,241.50	No Bid	No Bid	12,647.07	B.B. 5%	90 days - Bid "C" 90 days - Bid "F"
Dallas Office Supply Company, Dallas, Texas	88,456.80	3,701.00	No Bid	\$4,208.04	No Bid	20,541.90	B.B. 5%	170 days - Bid "A" 100 days - Bid "B" 90 days - Bid "D" 150 days - Bid "E"
Hill-Rom Company, Inc., Batesville, Indiana*	---	3,344.10	---	---	---	---	B.B. \$286.64	30 - 45 days - Bid "B" 180 days - Bid "A"
Rockford Furniture Associates, Austin, Texas	87,136.15	No Bid	No Bid	3,519.24	No Bid	20,425.80	B.B. 5%	150 days - Bid "D" 180 days - Bid "F"
Tracoustics, Inc., Austin, Texas	No Bid	No Bid	No Bid	No Bid	2,370.00	No Bid	C.C. \$118.50	30 days - Bid "E"
Wenger Corporation, Owatonna, Minnesota	---	---	---	---	2,488.50	---	B.B. \$124.43	Within 30-60 days - Bid "E"

*This bid was not signed and, hence, could not be considered as a valid bid.

31. U. T. AUSTIN: ENGINEERING TEACHING CENTER - APPROPRIATION FOR TEACHING EQUIPMENT.--The original estimated project cost for the Engineering Teaching Center I was \$8,000,000.00. The construction bids were very favorable and the total project cost approved at the time of awarding the construction contract was \$6,700,000.00. The additional \$1,300,000.00 originally allocated to this project was lapsed for use on other projects. However, it was understood that an amount for teaching equipment would be requested later.

In reviews and analyses that have taken place since that time, it has now been determined that \$300,000.00 represents the amount needed to adequately provide teaching equipment for Engineering Teaching Center I.

President Spurr recommends and System Administration concurs that a special appropriation for teaching equipment in the amount of \$300,000.00 be approved from Combined Fee Revenue Bond proceeds to provide funds for the necessary teaching equipment.

Withdraw
32. U. T. AUSTIN: SPECIAL EVENTS CENTER.--A design concept for the Special Events Center at U. T. Austin has been tentatively approved by System Administration, the President of U. T. Austin, the Athletic Council at U. T. Austin and the Office of Facilities Planning and Construction, subject to receiving estimates of the construction cost. These construction cost estimates are being prepared and will be presented to the Board at the meeting along with a recommendation for the sources of funding. *Eliminated*

33. HOUSTON HEALTH SCIENCE CENTER (HOUSTON MEDICAL SCHOOL): APPROPRIATION FOR TEACHING EQUIPMENT.--The final plans for the Houston Medical School are nearing completion, but approximately two years will be required to complete the facility. In the meantime, increased number of students have been accepted. In order to accommodate the increased number of students prior to completing the equipping of the major facilities, it is necessary to acquire movable teaching equipment for use during the interim that will also be used on the completion of our facilities.

A detailed list of equipment has been prepared by the teaching departments and the Dean of the Houston Medical School.

Acting President Olson recommends and System Administration concurs that the Board approve an appropriation of \$475,000.00 from Tuition Revenue Bond proceeds for the acquisition of the necessary teaching equipment. All equipment will be purchased in the customary manner through competitive bidding.

D.C.

BUILDINGS AND GROUNDS COMMITTEE

Date: April 24, 1973

Time: Following the meeting of the Academic and Developmental Affairs Committee

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

Page
B & G

U. T. ARLINGTON

✓ 34. North-South Mall: Award of Contract to Ed A. Wilson, Inc., and Appropriation Therefor 23

U. T. EL PASO

→ 35. Remodeling of Bell Hall: Award of Contract to Prati and Prati General Contractors, Inc., and Appropriation Therefor 23

U. T. Dallas, U. T. Permian Basin and U. T. San Antonio

✓ 36. Recommended Contract Awards for Thermal Energy Services 26

Item No. 7, Page B&G - 5

U. T. Austin: Recommendation to Expand Chilling Capacity in Chilling Stations 3 and 4, to Appoint Project Engineers and to Make an Appropriation. -- Below is the list of the Engineers recommended for this project:

Zumwalt & Vinther, Inc.	Austin, Texas
Gerling/Thomas-Ward, Inc.	Austin, Texas
Ray Burns & Associates	Houston, Texas
Leo L. Landauer & Associates	Dallas, Texas
Bernard Johnson & Associates	Houston, Texas

34. U. T. ARLINGTON: NORTH-SOUTH MALL - AWARD OF CONTRACT TO ED A. WILSON, INC., AND APPROPRIATION THEREFOR.--In accordance with the authorization given at the Regents' Meeting held on March 5, 1973, for the North-South Mall at The University of Texas at Arlington at an estimated total project cost of \$522,000.00, bids were called for and were received, opened, and tabulated on April 17, 1973, as shown below:

	Joe Adams and Son, Fort Worth, Texas	Ed A. Wilson, Inc., Fort Worth, Texas	Wolfe Con- struction Company, Houston, Texas
Base Bid	\$500,000.00	\$459,959.00	\$537,460.00
Deduct Alternates:			
No. 1	1,000.00	2,100.00	1,330.00
No. 2	2,000.00	5,200.00	633.50
No. 3	5,000.00	7,000.00	5,207.00
No. 4	500.00	1,200.00	2,350.00
Bidder's Bond	5%	5%	5%

Acting President Nedderman and System Administration recommend that the Board:

- a. Award the construction contract for the North-South Mall to the low bidder, Ed A. Wilson, Inc., Fort Worth, Texas, as follows:

Base Bid	\$459,929.00
Deduct Alternate No. 4 (Extended Plant Material Guarantee)	<u>1,200.00</u>
Total Recommended Contract Award	<u>\$458,759.00</u>

- b. Authorize a total project cost of \$499,000.00 to cover the recommended mall construction contract award, fees, and miscellaneous expenses.
- c. Appropriate additional funds in the amount of \$469,000.00 from Unallocated Proceeds, Constitutional Tax Bonds, Series 1972, to cover the total project cost, \$30,000.00 having been previously appropriated.

35. U. T. EL PASO: REMODELING OF BELL HALL - AWARD OF CONTRACT TO PRATI AND PRATI GENERAL CONTRACTORS, INC., AND APPROPRIATION THEREFOR.--In accordance with authorization given at the Regents' Meeting held March 5, 1973, bids were called for and were received, opened and tabulated on April 17, 1973, for Remodeling of Bell Hall at The University of Texas at El Paso at an estimated total project cost of \$541,000.00. A summary of bids is on Page 25.

This project provides for remodeling 27,948 gross square feet of facilities for Classrooms and Faculty Offices at The University of Texas at El Paso. President Templeton and System Administration recommend that the Board:

- a. Award the construction contract for \$430,100.00 to the low bidder, Prati and Prati General Contractors, Inc., El Paso, Texas, as follows:

Base Bid	\$322,300.00
Add Alternates:	
No. 2 (Provision of Air Conditioning in Office Area)	80,100.00
No. 3 (Exterior Painting)	4,800.00
No. 4 (New Windows)	<u>22,900.00</u>
Total Recommended Contract Award	<u>\$430,100.00</u>

- b. Authorize a total project cost of \$541,000.00 to cover the recommended building construction contract award, movable furnishings and equipment, air balancing, fees and miscellaneous expenses.
- c. Appropriate funds in the amount of \$519,200.00 from Permanent University Fund Bond proceeds to cover the total project cost, \$21,800.00 (apportioned from \$157,000.00 appropriated for Architect's Fees and miscellaneous expenses for several remodeling projects) having been previously appropriated.

REMODELING OF BELL HALL, THE UNIVERSITY OF TEXAS AT EL PASO

Bids Opened at 2:00 P. M., April 17, 1973, in Room 305, Administration Building
The University of Texas at El Paso, El Paso, Texas

Bidder	Base Bid	Add Alternates								Alternate No. 5
		No. 1			No. 2			No. 3	No. 4	
		Mech.	Elec.	Arch. & Struc.	Mech.	Elec.	Arch. & Struc.			
C. A. Goetting Company, Inc., El Paso, Texas	\$361,000	\$59,560	\$6,500	\$12,399	\$75,917	\$6,100	\$ 9,000	\$14,000	\$27,611	+\$11,849
Guldemann Construction and Engineering, Inc., El Paso, Texas	325,600	68,600	6,240	10,590	72,800	5,360	4,410	3,120	22,200	+ 3,120
John R. Lavis General Contractor, Inc., El Paso, Texas	337,000	57,000	6,000	16,800	71,500	5,500	13,150	3,250	20,750	+ 5,100
McCracken Construction Com- pany, Inc., El Paso, Texas	333,100	64,470	6,200	8,500	76,115	5,700	3,050	4,000	22,380	± 3,900
Dick Miller and Sons, Inc., El Paso, Texas	356,988	56,222	6,136	7,660	71,673	5,616	4,726	4,988	25,988	± 5,288
Ponsford Brothers, El Paso, Texas	334,000	66,800	7,800	15,800	70,700	5,500	9,500	2,300	25,100	+ 4,600
Prati and Prati General Con- tractors, Inc., El Paso, Texas	322,300	64,000	6,500	11,900	67,500	5,900	6,700	4,800	22,900	± 5,400
Urban General Contractors and Engineering, Inc., El Paso, Texas	344,000	69,000	6,255	13,300	74,800	5,776	5,500	8,636	25,000	+ 2,000

Each bidder submitted with his bid a bidder's bond in the amount of 5% of the greatest amount bid

36. U. T. DALLAS, U. T. PERMIAN BASIN, AND U. T. SAN ANTONIO: AWARD OF CONTRACTS TO WIN-SAM, INC., FOR CENTRAL ENERGY PLANTS.--In accordance with authorization given by the Board at the meeting held March 5, 1973, proposals were called for and were received, opened, and tabulated on April 19, 1973, as shown on attached sheets, for construction and operation of Central Energy Plants at The University of Texas at Dallas, The University of Texas of the Permian Basin, and The University of Texas at San Antonio. The Project Engineer and the Office of Facilities Planning and Construction have evaluated these proposals and have determined that Win-Sam, Inc., Dallas, Texas, has offered the lowest and best proposal for all three plants. A recapitulation of the 25-year estimated cost to the University, based on the calculation criteria set forth in the bid documents, follows:

Plant	Bidder		
	Lone Star	Wheelabrator	Win-Sam
U. T. Dallas	\$ 41,273,460.00	\$ 60,074,421.00	\$38,145,536.00
U. T. Permian Basin	26,207,845.00	32,019,225.00	23,111,957.00
U. T. San Antonio	<u>40,759,140.00</u>	<u>58,583,633.00</u>	<u>36,484,319.00</u>
Cost of Three Plants	108,240,445.00	150,677,279.00	97,741,812.00
Reduction if Awarded Three Plants	<u>369,600.00</u>	<u>900,000.00</u>	<u>600,000.00</u>
Grand Total	<u>\$107,870,845.00</u>	<u>\$149,777,279.00</u>	<u>\$97,141,812.00</u>

System Administration recommends that the Board:

- a. Award contracts on base proposals, including reductions offered for award of all three plants, for the construction and operation of Central Energy Plants at The University of Texas at Dallas, The University of Texas of the Permian Basin, and The University of Texas at San Antonio to Win-Sam, Inc., Dallas, Texas.
- b. Authorize the Chairman of the Board of Regents to sign any and all documents necessary to finalize the leases, agreements and contract awards.
- c. Authorize the reimbursement to appropriate project accounts, including Office of Facilities Planning and Construction Revolving Fund, from the cash payments to be received under the contracts awarded above. The reimbursement covers expenses of survey, test borings, construction, materials testing, engineer's fees, and administrative and miscellaneous expenses.
- d. Authorize, in accordance with action of the Board at its June 9, 1972, meeting, upon execution of the contractual documents with the successful bidder, the lapse of the \$1,900,000.00 appropriated from Tuition Revenue Bonds as an advance for purchase of owner-furnished equipment because the contractor, Win-Sam, Inc., will assume the responsibility for these equipment contracts.

CENTRAL ENERGY PLANT FOR THE UNIVERSITY OF TEXAS AT DALLAS, DALLAS, TEXAS
Proposals Received at 2:00 P. M., April 19, 1973, at the Office of Facilities
Planning and Construction, The University of Texas System, Austin, Texas

	Bidder No. 1 Lone Star Energy Company Dallas, Texas	Bidder No. 2 Wheelabrator Servisystems Corporation, Pittsburgh, Pennsylvania	Bidder No. 3 Win-Sam, Inc., Dallas Texas
Monthly Demand Charge:			
Base (\$/mo.)	\$53,159.00	\$54,246.00	\$53,584.00
Base, if Alternate No. 1 awarded (\$/mo)	52,289.00	53,746.00	53,123.00
Adjustment for Labor Escalation (\$/mo.)	214.00	340.00	324.00
Rate for Chilled Water:			
Base Commodity Charge (\$/ton-hr.)	0.00972	0.0100	0.01083
Adjustment Factors:			
Fuel (\$/ton-hr.)	0.00018	0.00027	0.0001616
Electricity (\$/ton-hr.)	0.00048	0.00039	0.000291
Water (\$/ton-hr.)	0.00010	0.000095	0.0000842
Maint. and Supplies (\$/ton-hr.)	0.00006	0.00136	0.000021
Rate for Steam:			
Base Commodity Charge (\$/Mega BTU)	0.572	0.68	0.51
Adjustment Factors:			
Fuel (\$/Mega BTU)	0.0150	0.0233	0.01522
Electricity (\$/Mega BTU)	0.0199	0.00356	0.00391
Water (\$/Mega BTU)	0.0029	0.000114	0.00026
Right of Purchase:			
Third Anniversary Date (\$)	3,064,500	3,345,000	4,250,000
Fifth Anniversary Date (\$)	3,036,800	3,210,000	3,868,000
Tenth Anniversary Date (\$)	2,903,900	2,696,000	3,066,000
Fifteenth Anniversary Date (\$)	2,557,900	2,101,000	2,427,000
Twentieth Anniversary Date (\$)	1,746,800	1,155,000	1,475,000
Annual Return on Investment (%)	7.75%	6.5%	3.5%
If awarded all three plants:			
Monthly Demand Charge - Base	52,300.00	53,246.00	52,584.00
Monthly Demand Charge - Base if Alt. No. 1 awarded	51,430.00	52,746.00	52,123.00
Bidder's Bond	100,000.00	100,000.00	100,000.00

CENTRAL ENERGY PLANT FOR THE UNIVERSITY OF TEXAS OF THE PERMIAN BASIN, ODESSA, TEXAS
 Proposals Received at 2:00 P. M., April 19, 1973, at the Office of Facilities
 Planning and Construction, The University of Texas System, Austin, Texas

	Bidder No. 1 Lone Star Energy Company Dallas, Texas	Bidder No. 2 Wheelabrator Servisystems Corporation, Pittsburgh, Pennsylvania	Bidder No. 3 Win-Sam, Inc., Dallas Texas
Monthly Demand Charge:			
Base (\$/mo.)	\$51,700.00	\$51,030.00	\$47,309.00
Base, if Alternate No. 1 awarded (\$/mo.)	50,690.00	50,530.00	46,879.00
Adjustment for Labor Escalation (\$/mo.)	242.00	325.00	304.00
Rate for Chilled Water:			
Base Commodity Charge (\$/ton-hr.)	0.0171	0.0133	0.01196
Adjustment Factors:			
Fuel (\$/ton-hr.)	0.00018	0.00019	0.0001711
Electricity (\$/ton-hr.)	0.00052	0.00029	0.0004437
Water (\$/ton-hr.)	0.00010	0.000087	0.0000842
Maint. and Supplies (\$/ton-hr.)	0.00010	0.001300	0.000021
Rate for Steam:			
Base Commodity Charge (\$/Mega BTU)	0.736	0.58	0.55
Adjustment Factors:			
Fuel (\$/Mega BTU)	0.0150	0.019	0.01522
Electricity (\$/Mega BTU)	0.0208	0.0020	0.00750
Water (\$/Mega BTU)	0.0019	0.000048	0.00026
Right of Purchase:			
Third Anniversary Date (\$)	2,615,800	2,784,000	3,443,648
Fifth Anniversary Date (\$)	2,592,200	2,667,000	3,138,044
Tenth Anniversary Date (\$)	2,478,800	2,157,000	2,570,902
Fifteenth Anniversary Date (\$)	2,183,400	1,704,000	1,970,661
Twentieth Anniversary Date (\$)	1,491,100	985,000	1,172,324
Annual Return on Investment (%)	8.4%	6.5%	5.875%
If awarded all three plants:			
Monthly Demand Charge - Base	51,550.00	50,030.00	No Change
Monthly Demand Charge - Base if Alt. No. 1 awarded	50,540.00	49,530.00	No Change
Bidder's Bond	100,000.00	100,000.00	100,000.00

CENTRAL ENERGY PLANT FOR THE UNIVERSITY OF TEXAS AT SAN ANTONIO, SAN ANTONIO, TEXAS
 Proposals Received at 2:00 P. M., April 19, 1973, at the Office of Facilities
 Planning and Construction, The University of Texas System, Austin, Texas

	Bidder No. 1 Lone Star Energy Company Dallas, Texas	Bidder No. 2 Wheelabrator Servisystems Corporation, Pittsburgh, Pennsylvania	Bidder No. 3 Win-Sam, Inc., Dallas Texas
Monthly Demand Charge:			
Base (\$/mo.)	\$52,391.00	\$54,763.00	\$51,639.00
Base, if Alternate No. 1 awarded (\$/mo.)	51,414.00	54,263.00	51,179.00
Adjustment for Labor Escalation (\$/mo.)	205.00	325.00	300.00
Rate for Chilled Water:			
Base Commodity Charge (\$/ton-hr.)	0.00821	0.0080	0.00926
Adjustment Factors:			
Fuel (\$/ton-hr.)	0.00018	0.00024	0.0001544
Electricity (\$/ton-hr.)	0.00046	0.00054	0.0002820
Water (\$/ton-hr.)	0.00010	0.000067	0.0000842
Maint. and Supplies (\$/ton-hr.)	0.00010	0.00130	0.000021
Rate for Steam:			
Base Commodity Charge (\$/Mega BTU)	0.630	0.52	0.4997
Adjustment Factors:			
Fuel (\$/Mega BTU)	0.0150	0.0235	0.01522
Electricity (\$/Mega BTU)	0.0208	0.0095	0.00450
Water (\$/Mega BTU)	0.0019	0.000934	0.00026
Right of Purchase:			
Third Anniversary Date	3,046,700	3,090,000	3,815,000
Fifth Anniversary Date	3,019,200	2,952,000	3,415,000
Tenth Anniversary Date	2,887,100	2,398,000	2,900,000
Fifteenth Anniversary Date	2,543,000	1,895,000	2,200,000
Twentieth Anniversary Date	1,736,600	1,128,000	1,248,000
Annual Return on Investment (%)	7.75%	6.5%	3.5%
If awarded all three plants:			
Monthly Demand Charge - Base	52,168.00	53,763.00	50,639.00
Monthly Demand Charge - Base if Alt. No. 1 awarded	51,281.00	53,263.00	50,179.00
Bidder's Bond	100,000.00	100,000.00	100,000.00

Medical Affairs Committee

MEDICAL AFFAIRS COMMITTEE

Date: April 24, 1973

Time: Following the meeting of the Buildings and Grounds Committee

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

	<u>Page</u> <u>MED</u>
1. Galveston Medical Branch (Galveston Allied Health Sciences School): Recommended Affiliation Agreement for the Clinical Training of Allied Health Students	2
2. Galveston Medical Branch (Galveston Medical School): Recommended Appointment of Ashbel Smith Professor of Physiology	2
3. Galveston Medical Branch (Galveston Medical School): Request to Redesignate Division of Neurology as the Department of Neurology	4
4. Galveston Medical Branch (Galveston Medical School): Request to Designate Division of Family Medicine as the Department of Family Medicine	5
5. San Antonio Health Science Center (San Antonio Dental School): Request to Combine Four Dental School Departments into Two Departments	7
6. San Antonio Health Science Center (San Antonio Dental School): Recommended Affiliation Agreement with Bexar County Hospital District	10

1. Galveston Medical Branch (Galveston Allied Health Sciences School): Recommended Affiliation Agreement for the Clinical Training of Allied Health Students. --

Chancellor LeMaistre concurs in the recommendation of President Blocker that the affiliation agreement for the clinical training of allied health students at The University of Texas Medical Branch at Galveston with Rosewood General Hospital of Houston be approved and that the Chairman be authorized to execute the agreement. The agreement is the same as the model agreement approved by the Board on March 6, 1970, and has received appropriate approvals as to form and content by System Administration officials. This request for advance approval of this agreement conforms to the action taken by the Board of Regents on July 30, 1971, in amending the processing procedure previously approved on March 6, 1970.

The Medical Record Department at Rosewood General Hospital can provide a supervised learning experience through which students can develop insight, understanding and skill in the Medical Record procedures; learn the overall functioning of the Medical Record service; learn to deal with personnel problems; accept responsibility and recognize the need for preserving the confidential nature of Medical Records; learn to work with other professional and non-professional personnel and provide practice in the administration of a Medical Record Department.

2. Galveston Medical Branch (Galveston Medical School): Recommended Appointment of Ashbel Smith Professor of Physiology. --

Chancellor LeMaistre concurs in the recommendation of President Blocker as set forth below and recommends that the Board concur in the appointment of Dr. M. Mason Guest, Professor and Chairman of the Department of Physiology, as an Ashbel Smith Professor of Physiology effective September 1, 1973.





THE UNIVERSITY OF TEXAS MEDICAL BRANCH
GALVESTON, TEXAS 77550

OFFICE OF THE PRESIDENT
PHONE: SO 5-1902

March 12, 1973



Dr. Charles LeMaistre
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Dr. LeMaistre:

Upon the recommendation of a special faculty committee and with the unanimous approval of the Executive Committee of the Faculty of Medicine and the concurrence of the Dean of Medicine, I recommend that Dr. M. Mason Guest, Professor and Chairman of the Department of Physiology 1951-1973, be named Ashbel Smith Professor of Physiology effective September 1, 1973.

Dr. Guest has been a distinguished member of our faculty and is internationally recognized for his research in blood coagulation and blood flow in the peripheral circulation.

In recognition of Dr. Guest's many years of outstanding service to the Medical Branch, I heartily endorse this recommendation and request your approval.

Sincerely yours,

T. G. Blocker, Jr., M.D.
President

TGB:rc

APPROVAL:

Charles A. LeMaistre, M.D.
Chancellor

3. Galveston Medical Branch (Galveston Medical School): Request to Redesignate Division of Neurology as the Department of Neurology. --

Chancellor LeMaistre supports the request of President Blocker and Dean White that the Division of Neurology be established as a separate department in the School of Medicine at The University of Texas Medical Branch. The request is supported by the Executive Committee of the Faculty of Medicine and by the Chairman of the presently combined department. The strengths requisite for separate departmental status have been attained, as indicated by the support of the groups mentioned.

Subsequent to Regental approval, System Administration will inform the Coordinating Board of this redesignation.



THE UNIVERSITY OF TEXAS MEDICAL BRANCH
GALVESTON, TEXAS 77550

March 20, 1973

Office of the Dean of Medicine

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Dr. LeMaistre:

Your approval and that of the Board of Regents is requested to establish the Division of Neurology at The University of Texas Medical Branch as a separate department. It has been a Division of the Department of Neurology and Psychiatry. Dr. Hamilton Ford, Departmental Chairman, and the Executive Committee of the Faculty of Medicine concur in this action.

Neurology and Psychiatry faculty are located geographically apart on the campus. They conduct separate residency programs, and have very little overlap in other training areas.

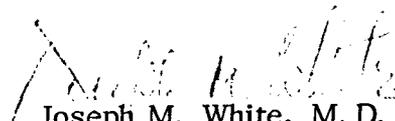
Neurology and Psychiatry are frequently organized as separate departments in medical schools. The present Chief of Neurology, Dr. John Calverley, has developed a strong educational program and patient care service. Continued development and growth of this specialty will be enhanced by designating it as a department at this time.

Additional funding is not requested as a result of the reorganization, and no action is required by the Coordinating Board.

I recommend your approval.

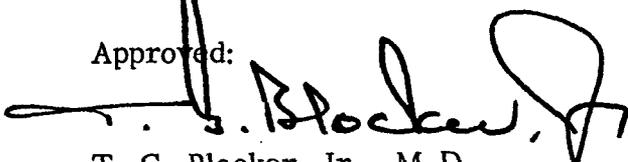
Approved by
W.H. Kusey
3/26/73

Sincerely,


Joseph M. White, M. D.
Dean of Medicine

JMW/gm

Approved:


T. G. Blocker, Jr., M. D.
President

4. Galveston Medical Branch (Galveston Medical School): Request to Designate Division of Family Medicine as the Department of Family Medicine. --

Chancellor LeMaistre concurs in the recommendation of President Blocker that the present Division of Family Medicine within the Department of Preventive Medicine and Community Health be designated a Department of Family Medicine. The reasons for this increased status are set forth in President Blocker's letter reproduced below.

Subsequent to regental approval, System Administration will inform the Coordinating Board of this redesignation.



THE UNIVERSITY OF TEXAS MEDICAL BRANCH
GALVESTON, TEXAS 77550

April 3, 1973

CHANCELLOR'S OFFICE U. of T.
Office of the Dean of Medicine
Acknowledged.....
APR 5 1973
To..... For Info and Return
To..... Please Advise Me
To..... Please Handle

Charles A. LeMaistre, M. D.
Chancellor
The University of Texas System
601 Colorado
Austin, Texas 78701

Dear Dr. LeMaistre:

Subject to your concurrence, it is requested that the redesignation of the Division of Family Medicine as the "Department of Family Medicine" be presented as an agenda item to the Board of Regents for its approval at the meeting on April 24, 1973.

The redesignation has been approved by the Executive Committee of the faculty. The Division has developed to the point where its faculty has reached a "critical mass". It has an approved residency program and is operating a patient care clinic physically separate from the remainder of the Department of Preventive Medicine and Community Health of which it is now a Division. Furthermore, it has an approved track for fourth year medical students and 17 students are enrolled for 1973-74. In addition to the track program, the Family Medicine faculty are active participants in three courses in the basic science portion of the curriculum, Behavioral Sciences, Introduction to Clinical Medicine and Preventive Medicine and Community Health. The faculty sponsors a preceptorship program for fourth year students and is active in continuing education for Family Physicians.

This was the first medical school based family medicine program in Texas. Although it has functioned well as a Division of the Department of Preventive Medicine and Community Health, the above considerations justify departmental status.

I recommend your approval.

Sincerely,

Joseph M. White
Joseph M. White, M. D.
Dean of Medicine

JMW/pn
Approved:
T. G. Blocker, Jr.
T. G. Blocker, Jr., M. D.
President

Approved
Cal

5. San Antonio Health Science Center (San Antonio Dental School):
Request to Combine Four Dental School Departments into Two
Departments. --

Chancellor LeMaistre concurs in the recommendation of President Harrison that (1) the present departments of Prosthodontics (Fixed) and Prosthodontics (Removable) be combined into a Department of Prosthodontics and (2) the present departments of Diagnosis and of Roentgenology be combined into a Department of Diagnosis and Roentgenology and requests Board approval of this administrative reorganization. Following Board approval, this matter will be reported for information to the Coordinating Board.

The academic and administrative justifications for these reorganizations are set forth in the following letters from President Harrison.



The University of Texas
Health Science Center at San Antonio
7703 Floyd Curl Drive
San Antonio, Texas 78284

Office of the President

Phone: (512) 696-6105

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

March 29, 1973

Dear Dr. LeMaistre:

I wish to recommend that two departments, Prosthodontics (Fixed) and Prosthodontics (Removable), be combined into a single Department of Prosthodontics. This will be a simple administrative reorganization and will combine the current curricular and clinical programs. No new degree programs are involved, and no new funding will be needed. Since we are combining rather than creating departments, it may very well be that prior approval of the Coordinating Board is not needed, although I am aware that, should the Board of Regents approve, the Coordinating Board will be informed of the change.

If approved, the Department will be organized to include the following four divisions of Prosthodontics: fixed partial dentures, removable partial dentures, complete dentures, and maxillo-facial prosthodontics. The following are reasons for organizing the Department in this manner:

1. The Council on Dental Education of the American Dental Association recognizes that the divisions of fixed partial dentures, removable partial dentures, complete dentures, and maxillo-facial prosthodontics are so closely inter-related that it has directed the American Board of Prosthodontics that it must examine candidates seeking certification by the Board in each of these four disciplines.

2. There will be more effective utilization of the teaching personnel. Although most men trained in the field of prosthodontics have one sub-speciality in which they have a greater interest, more ability and more highly qualified, they have had an extensive background, training and experience in the other areas of prosthodontics. If the various disciplines of prosthodontics are organized into one department, the faculty and other staff could be more effectively utilized in all the inter-related areas of prosthodontics, both in the clinical environment and in pre-clinical teaching. It should also assist in maintaining good rapport between each section of the department and aid in the establishment of a consensus in the teaching of fundamentals and techniques. For example - in many situations the removable partial denture section cannot provide proper patient treatment without the cooperation and agreement with the fixed partial denture section on the total treatment plan for the patient. Differences of opinion can and often do arise as to the best plan of treatment and there needs to be someone with the authority to make a definitive decision.
3. More effective teaching will result. Since the four disciplines of prosthodontics are closely interrelated, subjects common to all phases of prosthodontics are often duplicated when there are several departments. With a coordinated effort among all the disciplines of prosthodontics, not only a duplication of subject matter could be eliminated, but a standardization of techniques being taught could be more easily accomplished.
4. More effective management of equipment and supplies could be implemented. Because the supplies and equipment used are common to the four divisions of prosthodontics, a more effective and coordinated effort could be established for ordering and utilization.
5. A single department of prosthodontics would provide a broader foundation for the planning of continuing education courses in the field of prosthodontics, working with the proposed Dental Laboratory Technicians School to be located in the new Dental School, and four the graduate courses to be offered in the field of prosthodontics in the future.

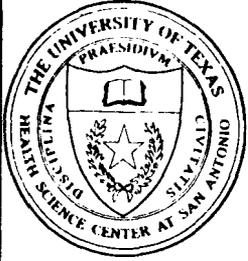
I will be glad to furnish any additional data which you may need in considering this matter.

Very sincerely yours,



Frank Harrison
President

FH:rs



The University of Texas
Health Science Center at San Antonio
7703 Floyd Curl Drive
San Antonio, Texas 78284

Office of the President

Phone: (512) 696-6105

March 30, 1973

Dr. C. A. LeMaistre
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Dr. LeMaistre:

I wish to recommend combining the two departments of Diagnosis and of Roentgenology in the Dental School of this Health Science Center into a single Department to be called Diagnosis and Roentgenology. This is a simple administrative reorganization and will involve no new programs nor new funding. Since departments are being combined rather than created, perhaps reporting to the Coordinating Board is all that is needed.

The purpose of this recommendation is to combine academic areas which are closely related and with much subject matter in common. Neither constitutes a specialty discipline and there is no compelling reason to retain separate departments. A larger better rounded department would be better able to recruit high quality faculty.

The administrative functions of the combined department would be more efficient and recruitment of a Chairman of superior qualifications would be easier than for either or both of two small departments.

We will be glad to furnish any other data which you need in reaching a decision in this matter.

Very sincerely yours,

A handwritten signature in cursive script that reads "Frank Harrison".

Frank Harrison
President

FH:rs

6. San Antonio Health Science Center (San Antonio Dental School):
Recommended Affiliation Agreement with Bexar County Hospital
District. --

Chancellor LeMaistre concurs in the recommendation of President Harrison that the Board of Regents approve the affiliation agreement between the San Antonio Dental School and the Bexar County Hospital District as set forth below and that the Chairman be authorized to execute the agreement. This agreement has been approved as to form and content by appropriate System officials.

While it will be appropriate to negotiate future affiliation agreements in the name of the San Antonio Health Science Center, for and on behalf of all the units of the health science center, both Chancellor LeMaistre and President Harrison have agreed that the need to immediately implement this agreement indicates the need to go forward with this individual unit agreement rather than to renegotiate and amend the existing agreement between the Medical School and the Bexar County Hospital District.



The University of Texas
Health Science Center at San Antonio
7703 Floyd Curl Drive
San Antonio, Texas 78284

Office of the President

Phone: (512) 696-6105

March 29, 1973

Dr. Charles A. LeMaistre
Chancellor
The University of Texas System
601 Colorado Street
Austin, Texas 78701

Dear Dr. LeMaistre:

Enclosed for your review and approval for inclusion as an agenda item at the next meeting of the Board of Regents is an Affiliation Agreement between the Bexar County Hospital District and The University of Texas Dental School at San Antonio.

Should you have any questions or need additional information in reviewing this agreement, will you please let me know.

Sincerely,

Frank Harrison
President

FH:cr

Enclosure

AGREEMENT

THE STATE OF TEXAS }
COUNTY OF BEXAR }

This AGREEMENT is executed on _____, 1973, between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, for and on behalf of The University of Texas Dental School at San Antonio, San Antonio, Texas, hereinafter sometimes referred to as "University", and the BOARD OF MANAGERS OF THE BEXAR COUNTY HOSPITAL DISTRICT, hereinafter sometimes referred to as "Faciltiy", WITNESSETH:

WHEREAS, it is mutually recognized that the University and the Facility have the following common objectives: (1) the advancement of dental services through excellent professional care of patients; (2) the education and training of dental and ancillary personnel; (3) the advancement of dental knowledge through research; and (4) the promotion of personal and community health, and that each can accomplish these objectives in larger measure and more effectively through affiliated operations; and

WHEREAS, it is the desire of both parties that the facilities operated by the Facility shall be available for use as teaching facilities of the University in order that both parties may accomplish their objectives in larger measure and more effectively one with another:

NOW, THEREFORE, with these objectives in mind, and with an intent to develop both institutions to the maximum extent consistent with the interests of each, the University and the Facility agree as follows:

(1) The University will be established and operated as a reputable and accredited school of dentistry as prescribed by the laws of the State of Texas and the requirements of the American Dental Association with the Board of Regents of The University of Texas System retaining all jurisdictional powers incident to separate ownership, including but not limited to the powers to determine the general and fiscal policies of the institution and to appoint its administrative, faculty, and other personnel under the terms of subsequent paragraphs of this agreement.

(2) The Facility shall retain for its facilities all jurisdictional powers incident to separate ownership, including but not limited to the powers

to determine general and fiscal policies and to appoint its administrative officers and other personnel, under terms of subsequent paragraphs of this agreement. Such teaching and research facilities as furnished by the Facility shall be fully integrated with the programs of the University. The Facility is not to be understood as intending to obligate the Hospital District to undertake activities, research, or patient care, which are properly the responsibility of the University.

(3) The Facility retains final jurisdiction over the administration and supervision of its facilities and over admission of patients and the assignment of beds therein (in counsel with the Dean of the Medical School), and will seek the counsel and advice both from the Dean of the Medical School and the Dean of the Dental School when the exercise of such jurisdiction affects the programs of teaching and research related to University programs.

(4) The University will provide qualified members from its faculty to supervise and direct certain agreed upon professional dental services to patients of the Facility, and that said members shall supervise all dental training and dental research activities conducted in the facilities as such training and research relates to the University's educational responsibilities and goals.

(5) Appointments to the Medical-Dental Staff of The Bexar County Hospital District under this agreement shall be made annually by the Facility upon the recommendation of the Dean of the Dental School from the faculty of the Dental School and with the endorsement of the Medical Advisory Council. The University retains disciplinary control over (Dentist) members of the Medical-Dental Staff of The Bexar County Hospital District, so appointed.

(6) Representatives of the University and the Facility shall meet as often as necessary to study the dental program and the terms of this agreement and make such suggestions and changes as are needed.

(7) University personnel, faculty, and students will be subject to the rules and regulations established by the Hospital District for the division of the Hospital District to which they are assigned:

(A) the Hospital District will charge the University no fees for dental education opportunity afforded students;

(B) students will be responsible for their own meals, laundry, and transportation to and from the Hospital District facilities;

(C) the Hospital District will not be responsible for the student's out-patient or in-patient health needs while in the performance of this agreement; and

(D) the Hospital District will not be charged for services performed by University personnel or students.

(8) Only insofar as it is authorized by law to do so, the University agrees to hold the Facility harmless from and against any and all liability for personal injury, including injury resulting in death, or damage to property, or both, resulting directly or indirectly from the use by the University of the Facility, and agrees to reimburse the Facility for all reasonable expenses, including attorney's fees, incurred by the Facility in defending any such claim or claims.

(9) All expenses incurred for the operation of the facilities of the Hospital District shall be paid by the Facility, and all expenses incurred for the operation of the University shall be paid by the University. However, nothing in this paragraph shall prohibit subsequent agreements, subject to the legal powers and limitations of the parties, for the joint employment of personnel and for the pro rata apportionment of salaries thereof or for the pro rata apportionment of other related costs and expenditures.

(10) Decisions regarding the number of undergraduate students in the hospitals, and the extent of hospital-based dental research programs will be made jointly by the Dean of the Dental School and the Administrator of the Hospital District.

(11) The Medical Advisory Council (Executive Committee) of the Medical-Dental Staff of the Hospital District shall include (but not be limited to) the Dean of the Dental School in addition to the Dean of the Medical School and the Chairmen of the Hospital District's clinical departments as outlined in the affiliation agreement currently in effect with the Medical School.

(12) The parties to this affiliation agreement hereby acknowledge that the success of the combined program of dental training and dental patient care can only be achieved through faithful communication and sympathetic cooperation between the Hospital Board and the Board of Regents of The University of Texas System, as well as between the Dean of the Dental School and the Administrator of the Hospital District.

(13) The Facility and the University are not prohibited from subsequent agreements, subject to legal powers and limitations of the parties, to negotiate for dental services for Hospital District patients in the clinical facilities of the University.

(14) The salaries and expenses of any instructors, supervisors, or other employees of the University will be paid by the University. The University agrees that members of its faculty will serve as consultants and on committees of the Hospital District when requested.

(15) This agreement is for a term of one year and thereafter from year to year unless terminated by either party upon giving six months advance written notice to the other party by certified mail. It may be amended by either party upon such terms and conditions as are agreeable to the parties.

EXECUTED this _____ day of _____, 1973.

ATTEST:

BOARD OF REGENTS OF THE
UNIVERSITY OF TEXAS SYSTEM

Secretary

By _____
Chairman

ATTEST:

BOARD OF MANAGERS OF THE
BEXAR COUNTY HOSPITAL DISTRICT

Secretary

By James Konek
Chairman

Approved as to Form:

Approved as to Content:

University Attorney

Vice-Chancellor for Health
Affairs

Wm W. Yates
Hospital Attorney

Deputy Chancellor for
Administration

Land & Investment Committee

LAND AND INVESTMENT COMMITTEE

Date : April 24, 1973
Time : Following the meeting of the Medical Affairs
Committee
Place : Main Building, Room 212
The University of Texas at Austin

PERMANENT UNIVERSITY FUND

Page
L & I

INVESTMENT MATTERS:

1. Report on Clearance of Monies to Permanent University Fund and Available Fund for the Current Fiscal Year through March, 1973. 3

LAND MATTERS:

2. Easements Nos. 3510 through 3520. 4
3. Assignment of Easement Nos. 1792, 2441, and 2998. 5
4. Material Source Permits Nos. 423 through 426. 6
5. Correction of Grazing Lease No. 1138. 6

BOND MATTERS:

6. Permanent University Fund Bonds, New Series 1973 - Recommendation for Sale of Issue, Approval of Bond Counsel and Establishment of an Account for Miscellaneous Costs. 7

TRUST AND SPECIAL FUNDS

GIFT, BEQUEST AND ESTATE MATTERS.--

7. U. T. Austin - Recommendation for Endowment of the W. T. Doherty Professorship in Chemistry. 8
8. U. T. Austin - Recommendation for Establishment of C. Aubrey Smith Professorship in Accounting and C. Aubrey Smith Accounting Educational Endowment Fund. 8
9. U. T. El Paso - Mr. and Mrs. O. B. Hocker Trust Fund - Recommendation for the Acceptance of the Testamentary Trust Interest Created Under the Last Will and Testament of Ella Maybelle Hocker, Deceased. 8
10. Houston Health Science Center (Division of Continuing Education) - Recommendation for Transfer by Bank of the Southwest of Houston to Board of Regents of the James J. and Una T. Truitt Medical Educational Trust. 9

11. University Cancer Center (M. D. Anderson) - Estate of Allye Mae Davis Kelly - Approval of Settlement of Will Contest and Payment of Attorneys' Fee and Other Costs.

9

REAL ESTATE MATTERS:

12. U. T. Austin - Hogg Foundation: Will C. Hogg Memorial Fund - Recommendation for Joinder in Geophysical Option and Lease Agreement with Davis Oil Company Covering Interest of Thomas E. Hogg Estate in Tract in J. H. Bell Grant, Brazoria County.

10

OTHER MATTERS:

13. Report of Securities Transaction for Permanent University Fund and for Trust and Special Funds for the Months of January and February, 1973.

10

PERMANENT UNIVERSITY FUND - INVESTMENT MATTERS.--

1. REPORT ON CLEARANCE OF MONIES TO PERMANENT UNIVERSITY FUND AND AVAILABLE FUND.--The Auditor, Auditing Oil and Gas Production, reports the following with respect to monies cleared by the General Land Office to the Permanent University Fund and Available University Fund for the current fiscal year through March 1973:

<u>Permanent University Fund</u>	<u>February, 1973</u>	<u>March, 1973</u>	<u>Cumulative This Fiscal Year</u>	<u>Cumulative Preceding Fiscal Year (Averaged)</u>
Royalty				
Oil	\$1,233,695.13	\$1,440,992.51	\$ 8,597,234.62	\$ 9,360,279.18
Gas - Regular	541,018.08	299,790.58	2,098,269.77	2,008,050.94
- F. P. C.	1.99	.62	40,843.29	16,347.59
Water	5,654.84	6,709.41	69,735.84	69,172.95
Salt Brine	1,121.20	1,248.70	7,482.26	7,852.39
Rental on Mineral Leases	- 0 -	320.00	168,349.74	198,117.78
Rental on Water Contracts	100.00	6,000.00	8,861.47	14,938.00
Rental on Brine Contracts	- 0 -	- 0 -	- 0 -	116.69
Amendments and Extensions of Mineral Leases	9,610.52	4,805.26	293,262.56	166,501.30
	<u>1,791,201.76</u>	<u>1,759,867.08</u>	<u>11,284,039.55</u>	<u>11,841,376.82</u>
Bonuses, Mineral Lease Sales (actual)	- 0 -	- 0 -	2,475,900.00	4,769,600.00
Total-Permanent University Fund	<u>1,791,201.76</u>	<u>1,759,867.08</u>	<u>13,759,939.55</u>	<u>16,610,976.82</u>
<u>Available University Fund</u>				
Rental on Easements	11,091.30	4,509.10	47,790.46	138,928.37
Interest on Easements and Royalty	26.83	145.38	1,418.50	8,406.16
Correction Fees - Easements	- 0 -	- 0 -	- 0 -	79.03
Transfer and Relinquishment Fees	1,052.42	353.06	1,960.92	3,986.85
Total-Available University Fund	<u>12,170.55</u>	<u>5,007.54</u>	<u>51,169.88</u>	<u>151,400.41</u>
Total-Permanent and Available University Funds	<u>\$1,803,372.31</u>	<u>\$1,764,874.62</u>	<u>\$13,811,109.43</u>	<u>\$16,762,377.23</u>
<u>Oil and Gas Development-March 31, 1973</u>				
Acreage Under Lease	591,184			
Number of Producing Acres	317,774			
Number of Producing Leases	1,411			

PERMANENT UNIVERSITY FUND - LAND MATTERS.--

2. LEASES AND EASEMENTS.--It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands that the following applications for various leases, easements, assignments and material source permits on University Lands be approved. All have been approved as to content by the appropriate officials.

EASEMENTS AND SURFACE LEASES

All easements and surface leases are at the standard rate; 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
3510	City of Crane (Renewal of 561)	Surface Lease (city dump ground site)	Crane	30	10 acres	2/1/73-1/31/83	\$ 100.00*
3511	Fossil Energies, Inc.	Pipe Line	Crockett	31	253.107 rds. 2 inch	2/1/73-1/31/83	189.83
3512	Phillips Petroleum Company (Renewal of 1708)	Pipe Line	Andrews	1, 10, 11, 13	1,158.4 rds. various size	5/1/73-4/30/83	1,290.16
3513	Community Public Service Company (Renewal of 1739)	Power Line	Pecos	27	129.5 rds. single pole construction	5/1/73-4/30/83	90.65
3514	Texas Electric Service Company	Power Line	Andrews	1, 10, 14	221.61 rds. distribution construction	3/1/73-2/28/83	155.13
3515	Transwestern Pipeline Company	Surface Lease (compressor station site)	Pecos	20	2.066 acres	2/15/73-2/14/83	750.00 (full)

*As additional consideration, the City of Crane is reclaiming an old caliche pit.

Land Matters - Continued--

No.	Company	Type of Permit	County	Location (Block#)	Distance or Area	Period	Consideration
3516	Cabot Corporation (Renewal of 1760)	Pipe Line	Ward	16	123.52 rds. 3½ inch	6/1/73- 5/31/83	\$ 92.65
3517	Cabot Corporation (Renewal of 1761)	Pipe Line	Ward	16	57.15 rds. 3½ inch	6/1/73- 5/31/83	75.00 (Min.)
3518	Shell Pipe Line Corporation	Pipe Line	Andrews	1	476 rds. 4½ inch	4/1/73- 3/31/83	357.00
3519	Rio Grande Electric Cooperative, Inc. (Renewal of 1869)	Power Line	Hudspeth	F, N	432.06 rds. distribution line	7/1/73- 6/30/83	302.44
3520	Atlantic Richfield Company	Pipe Line	Crane	31	37.3 rds. 3 inch	2/1/73- 1/31/83	75.00 (Min.)

3. ASSIGNMENT OF EASEMENTS

No.	Assignor	Assignee	Type of Permit	County	Consideration
1792	U. S. Natural Resources, Inc.	Decalta International Corporation	Surface Lease	Andrews	\$ 75.00*
2441	U. S. Natural Resources, Inc.	Decalta International Corporation	Pipe Line	Andrews	75.00*
2998	Kewanee Oil Company	D. L. Bishop	Pipe Line	Crockett	75.00*

*Assignment Fee

Land Matters - Continued--

4. MATERIAL SOURCE PERMITS

No.	Grantee	County	Location	Quantity	Consideration
423	M. F. Machen, Contractor	Ward	Block 16	300 cubic yards of chat	\$ 150.00
424	Border Road Construction Company	Ward	Block 16	5,735 cubic yards of caliche	1,720.50
425	W. A. "Bill" Farmer Construction Company	Andrews	Block 11	730 cubic yards of crushed caliche	438.00
426	W. A. "Bill" Farmer Construction Company	Andrews	Block 11	270 cubic yards of crushed caliche	162.00

5. CORRECTION OF GRAZING LEASE

Lease No.		Lessee	Location		Acreage	Previous Rental Per Acre	First Five Years			Second Five Years		
New	Old		County	Block			Per Acre	G*	H*	Annual Rental	Per Acre	H*
1138	999	A. B. Connell, Jr.	Ector	35	3,316.26	18¢	18¢	2¢	\$663.26**	22¢	3¢	\$829.06**

G* Grazing Rental
H* Hunting Rental

**This item was incorrectly docketed for the December 8, 1972, meeting. Amount was reported as \$6,632.52 and \$8,290.66 rather than the correct amount of \$663.26 and \$829.06.

PERMANENT UNIVERSITY FUND - BOND MATTERS.--

6. PERMANENT UNIVERSITY FUND BONDS, NEW SERIES 1973 -
RECOMMENDATION FOR SALE OF ISSUE, APPROVAL OF BOND COUNSEL
AND ESTABLISHMENT OF AN ACCOUNT FOR MISCELLANEOUS COSTS.--

It is recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands and Deputy Chancellor Walker that Permanent University Fund Bonds, New Series 1973, be issued in the amount of \$11,000,000; that the firm of McCall, Parkhurst and Horton be named as bond counsel; and that they be authorized to advertise for bids for the sale of the bonds, paying agency and printing to be submitted to the Board of Regents at the June 1 or July 27 meeting of the Board. Since Texas A&M University is also planning to sell bonds, some discussion with their officials has been had regarding the coordination of our efforts. The recommendation as to the exact sale date will depend on further discussions with Texas A&M University.

It is further recommended by the Associate Deputy Chancellor for Investments, Trusts and Lands that an account be established in the amount of \$15,000 for Miscellaneous Costs - Permanent University Fund Bonds, New Series 1973, for the purpose of paying bond counsel fees, printing of the bonds, postage and other costs of the issue, same to be paid out of bond proceeds.

*Ashworth
Scholarship*

TRUST AND SPECIAL FUNDS - GIFT, BEQUEST AND ESTATE MATTERS.--

7. U. T. AUSTIN - RECOMMENDATION FOR ENDOWMENT OF THE W. T. DOHERTY PROFESSORSHIP IN CHEMISTRY.--The Department of Chemistry at U. T. Austin has accumulated \$100,000 from various unrestricted donations; and, in line with the Department's recommendation, the Associate Deputy Chancellor for Investments, Trusts and Lands joins President Spurr and the Chancellor in recommending Regental authorization for use of this money to endow the W. T. Doherty Professorship in Chemistry in honor of the late W. T. Doherty of Houston who made numerous contributions to the University through his activities as a member and President of the Board of Trustees of the Robert A. Welch Foundation. A recommendation for an appointment to this professorship is being submitted through the Academic and Developmental Affairs Committee. (See Page A&D-9.)

8. U. T. AUSTIN - RECOMMENDATION FOR ESTABLISHMENT OF C. AUBREY SMITH PROFESSORSHIP IN ACCOUNTING AND C. AUBREY SMITH ACCOUNTING EDUCATIONAL ENDOWMENT FUND.--Dr. C. Aubrey Smith, now Professor Emeritus of Accounting, retired on July 15, 1972, having joined the faculty of the College of Business Administration in September, 1924. A group of Dr. Smith's friends and former students have obtained cash contributions of approximately \$67,000 and firm pledges (over a maximum of 5 years) of about \$101,000 for endowment of a C. Aubrey Smith Professorship in Accounting and a C. Aubrey Smith Accounting Educational Fund. In line with recommendations by the Department of Accounting and the Dean of the College of Business Administration, the Associate Deputy Chancellor for Investments, Trusts and Lands joins President Spurr and the Chancellor in recommending acceptance of these gifts and establishment of the two endowments, the first money received up to \$100,000 to go into the professorship endowment.

9. U. T. EL PASO - MR. AND MRS. O. B. HOCKER TRUST FUND - RECOMMENDATION FOR THE ACCEPTANCE OF THE TESTAMENTARY TRUST INTEREST CREATED UNDER THE LAST WILL AND TESTAMENT OF ELLA MAYBELLE HOCKER, DECEASED.--Under the terms of the last will and testament of Ella Maybelle Hocker, Deceased, dated December 12, 1966, after making certain specific bequests, the rest and residue of the estate was devised in trust to the El Paso National Bank, Trustee, with the income to be paid to her brother Horace H. Sanders for and during his lifetime and upon his death to be held in trust for the following purposes:

"Hold the property remaining in the trust estate in trust for the use and benefit of Texas Western College of the University of Texas, and to pay, after deducting expenses of administrating the trust, the income to such beneficiary for the purpose of purchasing books for the Texas Western College Library. However, if the need for books at the Library of Texas Western College of the University of Texas is diminished to the extent that my Trustee shall deem that the income from my trust could be better used from the standpoint of the college and the El Paso community for some other purpose for the benefit of Texas Western College, then my Trustee shall be empowered to divert the trust income to such other purpose."

Horace H. Sanders, the life tenant, predeceased Mrs. Hocker and the El Paso National Bank, Trustee, is presently distributing all net income to The University

of Texas at El Paso. The assets of such trust held by the El Paso National Bank as of December 29, 1972, was \$386,779.57.

It is recommended by President Templeton and the Associate Deputy Chancellor for Investments, Trusts and Lands that the testamentary trust interest created under the last will of Ella Maybelle Hocker, Deceased, be accepted and that the income be used for the purchase of books for the library, the purpose set out in said will.

10. HOUSTON HEALTH SCIENCE CENTER (DIVISION OF CONTINUING EDUCATION) - RECOMMENDATION FOR TRANSFER BY BANK OF THE SOUTHWEST OF HOUSTON TO BOARD OF REGENTS OF THE JAMES J. AND UNA T. TRUITT MEDICAL EDUCATIONAL TRUST.--Bank of the Southwest of Houston serves as Trustee of the James J. and Una T. Trutt Medical Educational Trust established by Mrs. Trutt in 1955 with contributions of \$15,400. The income was to be used at what was then the Postgraduate School of Medicine, and the benefits were accepted by the Board of Regents in October, 1955. More recently the small amount of income has been used for lectureships in the Division of Continuing Education. The Trust has been classed as a private foundation under the Tax Reform Act of 1969; and Bank of the Southwest has expressed willingness to pay over the fund, now around \$17,000, to the Board of Regents to be held for the educational purposes set out in the Trust Agreement with Mrs. Trutt and thus avoid trustees fees, accounting fees for reports to Internal Revenue Service, and other miscellaneous costs. The Associate Deputy Chancellor for Investments, Trusts and Lands recommends acceptance of the proposed transfer and authorization for execution of appropriate papers.

11. UNIVERSITY CANCER CENTER (M. D. ANDERSON) - ESTATE OF ALLYE MAE DAVIS KELLY - APPROVAL OF SETTLEMENT OF WILL CONTEST AND PAYMENT OF ATTORNEYS' FEES AND OTHER COSTS.--The bequest under the will of Mrs. Allye Mae Davis Kelly of Houston to M. D. Anderson Hospital and Tumor Institute for cancer research was accepted by the Board of Regents on October 20, 1972, and the Attorney General was requested to protect the interests of the University in a threatened contest. The bequest to M. D. Anderson, all in Exxon stock, is worth about \$71,000; and the only other bequests were cash of about \$38,000 to the Lighthouse for the Blind in Houston and home and contents worth about \$35,000 to the San Jacinto Tuberculosis and Respiratory Disease Association.

The will was offered for probate in Houston, and relatives contested on the basis of lack of testamentary capacity and offered a purported earlier will. The case was heard in Probate Court last November with Mr. W. O. Shultz II as Assistant Attorney General representing the University. The 1968 will was admitted to probate, and the contestants perfected appeal to the District Court. After pursuit by the contestants of a settlement, the attorneys have arrived at an agreement for payment of \$20,000 to the contestants, this to be borne proportionately by the three institutions according to their interests in the estate, meaning approximately 50% to be paid by the University.

President Clark and Associate Deputy Chancellor Todd recommend that the Regents approve the settlement and authorize payment by M. D. Anderson of its share of the \$20,000 from appropriate sources and the money

replaced from proceeds of sale of part of the stock. It is further recommended that payment of our proportionate share of costs of the trial and approximately \$3,300, out of a total fee in the amount of \$5,000, to the law firm of Fulbright, Crooker & Jaworski be authorized with the advance to be repaid in the same manner as payment for the settlement. Mr. Charles A. Saunders of that firm represents the San Jacinto Tuberculosis and Respiratory Disease Association, and the University staff requested him to investigate the threatened contest, line up testimony, and prepare for the Probate Court hearing. The recommended payment is in the same proportion as the amount of the bequests to M. D. Anderson and the San Jacinto Tuberculosis and Respiratory Disease Association. The Lighthouse for the Blind retained, at its sole expense, other Houston counsel who assisted on the case.

TRUST AND SPECIAL FUNDS - REAL ESTATE MATTERS.--

12. U. T. AUSTIN - HOGG FOUNDATION: WILL C. HOGG MEMORIAL FUND - RECOMMENDATION FOR JOINDER IN GEOPHYSICAL OPTION AND LEASE AGREEMENT WITH DAVIS OIL COMPANY COVERING INTEREST OF THOMAS E. HOGG ESTATE IN TRACT IN J. H. BELL GRANT, BRAZORIA COUNTY.--Miss Ima Hogg, Mrs. Alice Nicholson Hanszen, and the Estate of Thomas E. Hogg own, one-third each, the minerals under a tract of approximately 182 acres in the Josiah H. Bell Survey, Abstract 40, Brazoria County. As to the interest of the Estate of Thomas E. Hogg, Mrs. Margaret Wells Markus, the surviving wife, is life tenant, and the Board of Regents as Trustee of the Will C. Hogg Fund is the remainderman. There was an agreement, soon after settlement of the Estate, between Mrs. Markus and the Board that, under the terms of the Will, Mrs. Markus would receive all bonuses, royalties and rentals during her lifetime. The ladies propose a Geophysical Option and Lease Agreement with Davis Oil Company covering the Brazoria County tract and ask for joinder by the Board of Regents as remainderman. The lease, if the option is exercised, will carry 1/6th royalty; and the other terms are satisfactory. The Associate Deputy Chancellor for Investments, Trusts and Lands recommends authorization for joinder in the agreement.

Chief of Normal

OTHER MATTERS.--

13. REPORT OF SECURITIES TRANSACTIONS FOR PERMANENT UNIVERSITY FUND AND FOR TRUST AND SPECIAL FUNDS FOR THE MONTHS OF JANUARY AND FEBRUARY, 1973.--In accordance with present procedure, the reports of securities transactions for the Permanent University Fund and Trust and Special Funds for January and February 1973, were mailed on April 6 by Secretary Thedford to the members of the Board of Regents. If any questions regarding these reports have been submitted, the Secretary will so report at the meeting of the Land and Investment Committee.

Committee of the Whole

COMMITTEE OF THE WHOLE
Chairman McNeese, Presiding

Date: April 24, 1973
Time: Following the meeting of the Land and Investment Committee
Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

Page
C of W

I. SPECIAL ITEMS

A. U. T. System

- ✓ 1. Regents' Rules and Regulations, Part One:
Recommended Amendment to Chapter III 2
- ✓ 2. Regents' Rules and Regulations, Part One:
Recommended Amendments to Chapter VI 3
- ✓ 3. Regents' Rules and Regulations, Part Two:
Recommended Amendments to Chapter VI 6

B. U. T. Austin

- ✓ 4. Request to Enter into a Contract for Law Enforcement
Radio System with Capital Area Planning Council 10
- ✓ 5. Recommended Contract Award for Shuttle Bus Service 12

II. SCHEDULED MEETINGS AND EVENTS

13

I. SPECIAL ITEMS

A. U. T. System

1. Regents' Rules and Regulations, Part One, Amendment to Chapter III. --

System Administration recommends that the Regents' Rules and Regulations be amended in order to delineate the circumstances under which nontenured faculty members whose appointments are not renewed are entitled to a hearing and to prescribe the procedures to be followed in conducting such hearings. Recent decisions of the Supreme Court of the United States makes this amendment appropriate in order that such procedures be uniform and specific at all component institutions. All recommended language is new.

Amend Chapter III of Part One of the Regents' Rules and Regulations by adding to Section 6.3 a new Subsection 6.35 to read as follows:

- 6.35 Nontenured faculty members who are notified in accordance with Section 6.8 that they will not be reappointed or who are notified in accordance with Section 6.23 or Section 6.8 that the subsequent academic year will be the terminal year of appointment shall not be entitled to a statement of the reasons upon which the decision for such action is based. No hearing to review such a decision shall be held unless the affected faculty member submits in writing to the chief administrative officer of the institution factual allegations that the decision to terminate was based upon the faculty member's exercise of rights guaranteed by the laws or Constitution of this State or the United States and requests an administrative hearing to review these allegations. Such allegations shall be heard under the same procedures as in the case of dismissal for cause, with the following exceptions:
- (1) the burden of proof is upon the affected faculty member to establish at such hearing that the decision in question was based on his exercise of rights guaranteed by the laws or Constitution of this State or the United States;
 - (2) the administration of the institution need not state the reasons for the questioned decision or offer evidence in support thereof unless the affected faculty member presents a prima facie case in support of his allegations.

2. Regents' Rules and Regulations, Part One: Amendments to Chapter VI. --



The case of Dixon v. Alabama State Board of Education set out the principle that whenever a governmental body sets out to injure an individual, the constitution requires that the act be consonant with due process of law. Since that decision was rendered in 1961, The University of Texas System and its component institutions have promulgated rules and regulations assuring students of the right to due process of law spelled out in Dixon. In order to update and clarify the Regents' Rules and Regulations in conformity with legal decisions following Dixon, and authorize on an optional basis a university disciplinary hearing to be conducted by a hearing officer, as opposed to a hearing tribunal, the System Law Office recommends that Subsections 3.10 and 3.(11) of Chapter VI of Part One of the Regents' Rules and Regulations be amended to read as follows:

3.10 The dean of students shall have primary authority and responsibility for the administration of student discipline at his institution. It shall be his duty to investigate allegations that a student has violated the Regents' Rules and Regulations, the rules and regulations of the institution, or specific orders and instructions issued by an administrative official of the institution in the course of his duties.

3.10(1) If the dean of students determines that such allegations are not unfounded, he shall prepare a written statement of charges, a statement of the evidence supporting such charges, including a list of witnesses and brief summary of the testimony to be given by each, and shall send such charges and statement to the accused student by certified mail, return receipt requested, addressed to the address appearing in the registrar's records.

3.10(2) In any case where the accused student does not dispute the facts upon which the charges are based and executes a written waiver of the hearing procedures specified in Subsection 3.(11), the dean of students shall assess the penalty appropriate to the charges and inform the student of such action in writing. The decision of the dean of students may be appealed as in the case of a decision rendered subsequent to a hearing in accordance with Subsection 3.(11).

- 3.(11) In those cases in which the accused student disputes the facts upon which the charges are based, such charges shall be heard and determined by a fair and impartial person or body of persons selected in accordance with procedures adopted by the institution. Except in those cases where immediate interim disciplinary action has been taken under authority of Subsection 3.(15), the accused student shall be given at least 10 days' notice of the date, time, and place for such hearing and the name or names of the person or persons who will hear and decide upon the charges. Upon a hearing of the charges, the institution has the burden of going forward with the evidence and the burden of proving the charges by the greater weight of the credible evidence. The hearing shall be conducted in accordance with procedures adopted by the institution and that assure both the institution and the accused student the following minimal rights:
- (A) the right of the dean of students and the accused student to have, reasonably in advance of the date fixed for the hearing, a list of the witnesses to be presented by the opposing party and a brief summary of the testimony to be given by each;
 - (B) the right to appear and present evidence in person or through a designated representative or counsel of choice;
 - (C) the right to cross-examine the witnesses testifying on behalf of the opposing party; and
 - (D) the right to have all proceedings at the hearing recorded electronically or stenographically and transcribed.
- 3.(11)(1) Prior to the date of the hearing, the accused student may challenge the fairness or objectivity of the person, or any member of the body of persons, designated to hear the charges, but he shall not be entitled to disqualify the person challenged. It shall be up to the individual challenged to determine whether he can serve with fairness and objectivity. The institutional regulations shall provide for the selection of a substitute for a challenged person who disqualifies himself.
- 3.(11)(2) The person or body of persons hearing the charges shall render a written decision as to the accused student's guilt or innocence of the charges and shall set forth findings of fact in support of the charges. The penalty shall also be stated in the decision. The accused student and the dean of students shall each be given a copy of the decision.
- 3.(11)(3) Either the dean of students or the accused student may appeal the decision to the Board of Regents through the chief administrative officer of the institution and the Chancellor. The decision will be reviewed at each level of such appeal upon the basis of the written transcript of the hearing. Arguments either against or in support of the decision will be considered by the reviewing authority and, at the discretion of such authority, will be presented in writing rather than orally.
- 3.(11)(4) The chief administrative officer of the institution, the Chancellor, or the Board of Regents may approve, reject, or modify the decision in question, or may require that the original hearing be reopened for the presentation of additional evidence and reconsideration of the decision. The action of each reviewing authority shall be communicated in writing to the accused student and the dean of students.

[3-10-The-component-institutions-of-The-University-of-Texas-System shall-administer-student-discipline-within-the-procedures of-recognized-and-established-due-process.--Accordingly, reasonable-notice-should-be-given-the-student-of-the specific-charge-of-misconduct-against-him, which, if-proved, would-be-a-violation-of-some-rule-or-regulation-of-The University-of-Texas-System-or-of-the-institution-of-which he-is-a-student.--In-cases-where-the-facts-are-in-dispute, the-student-is-entitled-to-have-a-hearing-at-which-he-is afforded-the-opportunity-to-testify-and-offer-evidence and-witnesses-in-his-own-behalf, but-of-course, he-cannot be-required-to-testify.--At-such-hearing-the-student-is entitled-to-be-confronted-by-the-witnesses-against-him, and-either-he-or-his-attorney-or-adviser-is-entitled-to cross-examine-the-witnesses-against-him.--He-is-entitled to-be-represented-by-an-attorney-or-other-adviser-at-the hearing, and-a-stenographic-or-mechanical-record-of-the hearing-shall-be-made.--A-representative-of-the-institution-may-appear-before-the-hearing-tribunal-to-present witnesses-and-evidence-against-the-accused-student-and in-support-of-the-charge-brought-against-such-student, and-such-institution-representative-shall-have-the-right to-cross-examine-the-accused-student-(if-he-testifies-in his-own-behalf)-and-the-witnesses-offered-on-behalf-of the-student.--The-hearing-shall-be-held-before-a-tribunal, which-shall-be-appointed-by-the-institutional-head-or-his delegate-from-the-faculty, or-from-the-faculty-and-the student-body.--With-the-approval-of-the-institutional-head, the-student-members, if-any, may-be-appointed-or-nominated by-the-institution's-student-assembly.--The-hearing-tribunal shall-not-include-any-accuser-of-the-accused-student.--If the-accused-student-is-not-satisfied-with-the-fairness-or objectivity-of-any-member-or-members-of-the-tribunal, he may-challenge-his-or-their-alleged-lack-of-such-fairness or-objectivity, but-he-shall-have-no-right-to-disqualify any-such-member-or-members-from-serving-on-the-tribunal. It-shall-be-up-to-each-such-challenged-member-to-determine whether-he-can-serve-with-fairness-and-objectivity-in-the matter, and-if-any-such-challenged-member-should-voluntarily disqualify-himself, the-Dean-of-Students-shall-appoint-a substitute-member-of-the-tribunal-who-is-qualified-here- under.--If-either-the-accused-student-or-the-Dean-of-Students is-not-satisfied-with-the-written-findings, recommendations, and-suggestions-of-the-majority-of-the-hearing-tribunal, he-is-entitled-to-appeal-to-the-Board-of-Regents-through the-institutional-head-and-the-Chancellor.--Such-appeal shall-be-made-on-the-basis-of-the-record-made-at-the-hearing, but-the-appellant-shall-be-permitted-to-present-such-reasons as-he-may-wish-to-urge-against-the-action-of-the-hearing tribunal-or-of-any-reviewing-authority.--The-official-or Board-hearing-the-appeal-may-require-that-the-appellant's reasons-for-the-appeal-be-presented-in-writing-instead-of orally.--The-official-or-Board-hearing-the-appeal-may approve, reject, or-amend-the-findings, recommendations, and-suggestions, if-any.--Reasons-for-approval, rejection, or-amendment-of-such-findings, recommendations, or-sug- gestions-will-be-stated-in-writing-and-communicated-to-the accused-student.]

[3-(11)-The-Dean-of-Students-shall-have-the-primary-authority and-responsibility-for-the-administration-of-student-dis- cipline-in-his-institution-and-subject-to-the-procedures-of due-process, he-may-assess-penalties-for-violation-of of-rules-and-regulations-of-The-University-of-Texas-System and/or-of-the-institution-at-which-the-accused-is-a-student, regardless-of-whether-such-violations-are-also-violations of-civil-or-criminal-law.]

3. Regents' Rules and Regulations, Part Two: Amendments to Chapter VI. --

It is recommended by System Personnel Director Kennedy, with the concurrence of Deputy Chancellor Walker, that Chapter VI of Part Two of the Regents' Rules and Regulations be amended to accomplish the following:

1. Conform the eligibility requirements in the regents' rules for membership in the Teacher Retirement System to those of the Teacher Retirement Act and Teacher Retirement System Rules, revised December 6, 1971. The changes are as follows: (1) provide membership to any employee employed at least one-half time, if his employment will continue for a period of four and one-half consecutive months; (2) add an additional reference to the Optional Retirement Program; and (3) update minimum benefit amounts as authorized by the 62nd Texas Legislature.
2. Amend Section 4, Group Hospitalization and Medical Benefit Plan, to conform the regents' rules to practices permissible under the terms of the present Group Hospitalization and Medical Benefit Plan contract, which allows coverage of an employee employed at least half-time.
3. Amend Section 5, Group Life Insurance, by (1) conforming the regents' rules, as indicated in the "second change," above; and (2) distinguishing this insurance as a term insurance plan, an action which will clarify the difference between Group Term Life Insurance and Group Cash Value Life Insurance.
4. Establish Supplemental Group Cash Value Paid-up at Age 65 Life Insurance as the new Section 6; the old Section 6 will be renumbered Section 7.
5. Conform the regents' rules, as indicated in the "second change," above, and renumber the present Section 6, Group Long Term Disability Insurance as Section 7. The present Section 7, Group Accident Insurance, will become Section 8. This renumbering will reflect the present relationship of master policies and their riders, and present a more logical sequence for sections of the regents' rules.
6. Conform the regents' rules, as indicated in the "second change," above, under Group Accident Insurance, and renumber the present Section 7, Group Accident Insurance, as Section 8.
7. Relocate the present Section 8, Social Security (Old Age and Survivors Insurance) as the new Section 11. This change is a logical change as it places Social Security in close proximity with the other sections of the regents' rules regarding employment security found in the Unemployment Compensation Program Section.

(1) Amend Subsection 1.2 of Section 1 to read as follows:

1.2 Effective September 1, 1972, any employee [All-employees] of The University of Texas System employed at least one-half time, whether paid on a monthly or hourly basis, and provided his employment will continue for a period of four and one-half (4 1/2) consecutive months, is eligible for and [on-a-regular-salaried-basis-are] required by law to participate in the Teacher Retirement System, which became effective for teacher members September 1, 1937, and for auxiliary members September 1, 1949, except:

1.21 persons eligible at those times who executed waivers within the period allowed by law and have not revoked such waiver if later permitted; [7-and]

1.22 members of the Employees Retirement System, about which information is given later; and

1.23 participants under the Optional Retirement Program, about which information is given later.

(2) Amend Subsection 1.7 of Section 1 to read as follows:

1.7 Eligibility for retirement benefits is as follows:

1.71 With ten years creditable service upon reaching age 65, member is entitled to retire with full benefits based on service rendered and salary earned. A teacher member is entitled to minimum benefits of \$75.00 per month. An auxiliary employee is entitled to minimum benefits of \$60.00 [~~\$50.00~~] per month.

1.72 With fifteen years creditable service upon reaching age 55, member is entitled to retire at reduced actuarial equivalent of benefit payable at age 65.

1.73 With twenty years creditable service upon reaching age 60, member is entitled to retire with full benefits based on service rendered and salary earned. A teacher member is entitled to minimum benefits of \$130.00 [~~\$100.00~~] per month. An auxiliary employee is entitled to minimum benefits of \$95.00 [~~\$75.00~~] per month.

1.74 With twenty years creditable service upon reaching age 55 or with thirty years creditable service at any age, member is entitled to retire at reduced actuarial equivalent of benefit payable at age 60.

(3) Amend Subsection 4.2 of Section 4 to read as follows:

4.2 Any employee employed [appointed] at least one-half time [on-a-monthly-basis] is eligible for coverage, [7] provided his employment will continue for a period of four and one-half (4 1/2) consecutive months. An insured employee's spouse [The-spouse-of-employees] and unmarried children between the ages of 19 and 25 may also be covered.

(4) Amend Subsection 5.1 of Section 5 and the heading of Section 5 to read as follows:

Sec. 5. Group Term Life Insurance

5.1 The University of Texas System carries a master group term life insurance policy, applicable to all component institutions, with the Aetna Life

Insurance Company for a "One Year Term Plan." Premiums are payable monthly in advance, by payroll deduction, increase for each person with each year of age, and are payable entirely by the individual. The program is optional and [but] is available [only] to any employee employed [annual-faculty-and-staff-appointed] at least one-half time, provided his employment will continue for a period of four and one-half (4 1/2) consecutive months; new employees are notified of their eligibility by the personnel office at the time of employment.

- (5) Amend Chapter VI by adding a new Section 6 and renumbering the present Section 6 as Section 7. The new Section 6 reads as follows:

Sec. 6. Supplemental Cash Value Paid-Up at Age 65 Life Insurance Plan

- 6.1 Supplemental Group Cash Value Paid-Up at Age 65 Life Insurance was made available to employees of The University of Texas System by a rider to the group term life insurance master policy with the Aetna Life Insurance Company. Premiums remain level and are based on the age of the insured at the time he enrolls or, if he increases coverage, his age at the time he changes the amount of insurance. The program is optional and is available to any employee insured under the maximum (two times annual earnings) group term life insurance who has not attained age 65. In order to be eligible for group term life insurance, an individual must be employed at least one-half time, to continue for a period of four and one-half (4 1/2) consecutive months. New employees are notified of their eligibility at the time of employment. The plan became effective initially April 1, 1972.
- 6.2 The amount of insurance available is based on a schedule of annual earnings and is in units of \$5,000, \$10,000, or \$15,000. Annual earnings for academic personnel shall be the nine month or twelve month rate, as applicable. Annual earnings for nonacademic personnel shall be the twelve month rate. For personnel paid on an hourly basis, the annual earnings shall be the hourly rate times 2,080 hours. When an employee becomes eligible for a greater amount of insurance, a new request form must be completed, and coverage will become effective on the annual renewal date, April 1st, of this plan.
- 6.3 No medical examination is required if application is made for insurance within sixty (60) days from date of employment. After sixty (60) days the insurance company will require that the employee furnish evidence of insurability at his own expense before he can obtain the insurance.
- 6.4 If an employee elects a lesser amount of insurance than annual earnings permit, or does not take an insurance increase that he is eligible for, he will be unable to elect an additional amount of insurance, regardless of the circumstances, without evidence of insurability. No medical examination is required if evidence of insurability is accepted by the company after review, but if it is not accepted, the applicant

must have a medical examination at his own expense.

- 6.5 Beneficiaries are designated by the insured on the application forms and may be changed during the life of the policy upon application to the business or personnel offices. Each insured receives a certificate issued by the company and transmitted through the business office or personnel office.
- 6.6 The Plan provides employees with the option, upon retirement at age 65, to elect either the cash value of the policy or life insurance protection after age 65 that is paid-up, and requires no further premium payments. If an employee leaves The University of Texas System prior to retirement, he has the option of electing the cash value of the policy or taking his paid-up insurance with him.
- 6.7 A waiver of premium is provided for an insured who becomes totally and permanently disabled before age sixty (60). Provided disability has lasted nine months and proofs of disability are accepted, contributions will cease and no further contributions will be required as long as the employee remains disabled.
- 6.8 Benefits at death are payable to the beneficiary in lump sums or in regular installments. Upon notification of death of an insured, the personnel officer assists in the preparation of the required records to be sent to the insurance company.
- 6.9 Participation in this plan terminates when the employee terminates unless the insured retires under bona-fide retirement provisions of the Teacher Retirement System, the Employee's Retirement System, or the Optional Retirement Program. A person may continue to keep the coverage, however, during a period of temporary lay-off or official leave of absence by paying a sufficient amount in advance through the business office of the appropriate component institution to cover contributions that will become due during the period of leave.
- 6.10 The life insurance under this plan will cease at the end of the last policy month for which a contribution was made, except, that if death should occur within 31 days thereafter, the death benefits will be payable. Within this 31-day period, by making application and paying the first premium to the Aetna Life Insurance Company, one may convert a part of his cash value insurance to an individual life insurance policy or any regular whole life or endowment plan. The part that is convertible is the difference between the amount of insurance in force and the amount of paid-up insurance available in accordance with the non-forfeiture provision of the plan. The premiums will be based on the age of the insured at the time of conversion.
- 6.11 When an employee terminates and he does not wish to convert to another insurance plan, he may elect to withdraw the cash value or keep the amount of paid-up insurance he is entitled to without making another premium payment. Cash value is available only upon termination of employment.

6.12 The insured employee may not borrow against the cash value of his policy.

- (6) Amend Subsection 6.1 of the original Section 6 and renumber that entire section as Section 7. The new Section 7.1 reads as follows:

7.1[6-1] The University of Texas System carries a master group long term disability income insurance policy, covering all institutions, with the Aetna Life Insurance Company. Premiums are payable monthly in advance, by payroll deduction, and the rate applies to the monthly rate of basic earnings of each covered employee regardless of age. The program is optional and ~~[but]~~ is available ~~[only]~~ to any employee employed [faculty-members-with-the-rank-of-instructor-or-higher, or-monthly-salaried-employees-appointed] at least one-half time, provided his employment will continue for a period of four and one-half (4 1/2) consecutive months. New employees are notified of their eligibility by the personnel office at the time of employment. The plan became effective initially on October 1, 1965.

- (7) Amend Subsection 7.1 of the original Section 7 and renumber that entire section as Section 8. The new Section 8.1 reads as follows:

8.1[7-1] Group Accident Insurance was made available to employees [faculty-and-staff-members] of The University of Texas System by a rider to the Long Term Disability Insurance Master Policy with the Aetna Life Insurance Company. The Group Accident Plan became effective February 1, 1968, and is available to any employee [all-faculty-and-staff-members] under age 70 employed at least one-half time, provided his employment will continue for a period of four and one-half (4 1/2) months [appointed-to-one-half-time-or-more]. Eligible employees can join the plan either during the first 60 days of their employment or during an annual enrollment period in December of each year for coverage effective February 1.

- (8) Amend Chapter VI by deleting the present Section 8 and reallocating that section as Section 11, without other change.

B. U. T. Austin

4. Request to Enter into a Contract for Law Enforcement Radio System with Capital Area Planning Council. --

It is requested that approval be given for U. T. Austin to enter into a contract with the Capital Area Planning Council whereby the University would obtain a new radio communication system for the U. T. Austin Police Department. The proposed communications system will upgrade the U. T. Austin Police Department's communication capabilities to coincide with other law enforcement agencies in the Austin area on an inter-city frequency. The U. T. Austin Police Department will have direct communication on a single

frequency with all law enforcement agencies in an emergency situation such as disaster or disruptive activity, or handling traffic at football games where other agencies are involved. The Criminal Justice Council will install the equipment and maintain it for one year. The present radio equipment in use at U. T. Austin is only capable of communications within The University of Texas at Austin Police Department; and, the equipment is old and some is in need of repair.

Under the proposed contract, the Capital Area Planning Council will provide 75% of the funds and the University will supply the remaining 25% which will amount to approximately \$13,500. This amount is presently available in the Police Department budget.

It is recommended by President Spurr and System Administration that U. T. Austin be allowed to enter into a contract with the Capital Area Planning Council to obtain this radio communications equipment and that the following Resolution be passed by the Board.

THE STATE OF TEXAS

UNIVERSITY OF TEXAS AT AUSTIN

WHEREAS, the University of Texas at Austin, hereafter referred to as the University, desires to upgrade its law enforcement services to the benefit and safety of its faculty, staff, and students; and

WHEREAS, the same University understands that the proposed Law Enforcement Radio System, that has been designed with the support and acceptance of the Governor's Office, Texas Criminal Justice Council, was developed as a part of a state-wide police radio system to upgrade law enforcement services and improve public safety; and

WHEREAS, the same University wishes to thank the Governor and his staff for providing much needed support in law enforcement communications;

THEREFORE, be it resolved that the University of Texas at Austin by an act of its Board of Regents set aside some approximately \$ 13,500 to provide cash match to meet grant requirements and which will be sent to the Capital Area Planning Council upon acceptance and funding by the Governor's Office, Texas Criminal Justice Council.

Chairman of the Board of Regents

*add
Chair's
Comment*

5. Recommended Contract Award for Shuttle Bus Service. --

It is unanimously recommended by the Student-Faculty Shuttle Bus Committee and by the special Regental Shuttle Bus Committee that a contract for shuttle bus service for the next three year period beginning September 1, 1973, be awarded to Transportation Enterprises, Inc. which was the low bidder on the service. The Chairman of the Board is authorized to execute the contract when approved as to content by the Deputy Chancellor for Administration and as to form by the University Attorneys. The bids are summarized below:

	<u>Transportation Enterprises</u> Type 1 - New School Bus	<u>American Transit</u> Type 2 - Used City Bus	<u>American Transit</u> Type 3 - New City Bus
		<u>BIDS</u>	
1st Year	\$ 7.58 per hour	\$ 8.83 per hour	\$ 10.50 per hour
2nd Year	7.58 per hour	8.83 per hour	10.65 per hour
3rd Year	7.58 per hour	9.13 per hour	10.80 per hour
		Dollar Cost to U. T. Based on Proposed Operation of 195 Days of Full Service (107,640 hours of <u>operation per year</u>)	
1st Year	\$ 815,911.20	\$ 950,461.20	\$1,130,220.00
2nd Year	815,911.20	966,607.20	1,146,366.00
3rd Year	<u>815,911.20</u>	<u>982,753.20</u>	<u>1,162,512.00</u>
	\$2,447,733.60	\$2,899,821.60	\$3,439,098.00
		<u>Student Fee Required Per Semester to Finance Proposed Operation</u>	
1st Year	\$ 8.58	\$ 10.01	\$ 11.90
2nd Year	8.58	10.17	12.07
3rd Year	8.58	10.35	12.24

II. SCHEDULED MEETINGS AND EVENTS. --Below is a schedule of meetings and events including the following meetings of the Board of Regents that have been previously scheduled:

June 1, 1973 - in Galveston
 July 27, 1973 - in Austin

1973

May 14 10:00 a. m. - Dedication of Lloyd V. Berkner Hall, U. T. Dallas

June 1 Board of Regents' Meeting
 July 27 Board of Regents' Meeting

1973

S	M	T	W	T	F	S	S	M	T	W	T	F	S
JANUARY							JULY						
1	2	3	4	5	6		1	2	3	4	5	6	7
7	8	9	10	11	12	13	8	9	10	11	12	13	14
14	15	16	17	18	19	20	15	16	17	18	19	20	21
21	22	23	24	25	26	27	22	23	24	25	26	27	28
28	29	30	31				29	30	31				
FEBRUARY							AUGUST						
			1	2	3		5	6	7	8	9	10	11
4	5	6	7	8	9	10	12	13	14	15	16	17	18
11	12	13	14	15	16	17	19	20	21	22	23	24	25
18	19	20	21	22	23	24	26	27	28	29	30	31	
25	26	27	28										
MARCH							SEPTEMBER						
			1	2	3		2	3	4	5	6	7	8
4	5	6	7	8	9	10	9	10	11	12	13	14	15
11	12	13	14	15	16	17	16	17	18	19	20	21	22
18	19	20	21	22	23	24	23	24	25	26	27	28	29
25	26	27	28	29	30	31	30						
APRIL							OCTOBER						
1	2	3	4	5	6	7	1	2	3	4	5	6	
8	9	10	11	12	13	14	7	8	9	10	11	12	13
15	16	17	18	19	20	21	14	15	16	17	18	19	20
22	23	24	25	26	27	28	21	22	23	24	25	26	27
29	30						28	29	30	31			
MAY							NOVEMBER						
			1	2	3	4	4	5	6	7	8	9	10
6	7	8	9	10	11	12	11	12	13	14	15	16	17
13	14	15	16	17	18	19	18	19	20	21	22	23	24
20	21	22	23	24	25	26	25	26	27	28	29	30	
27	28	29	30	31									
JUNE							DECEMBER						
				1	2		2	3	4	5	6	7	8
3	4	5	6	7	8	9	9	10	11	12	13	14	15
10	11	12	13	14	15	16	16	17	18	19	20	21	22
17	18	19	20	21	22	23	23	24	25	26	27	28	29
24	25	26	27	28	29	30	30	31					

Commencement Exercises. --The following commencement dates have been taken from the catalogs and/or the Vice-Chancellor for Health Affairs:

May 12 U. T. El Paso
 Galveston Nursing School
 May 14 Houston Health Science Center
 May 15 U. T. Arlington
 May 19 U. T. Dallas
 San Antonio Nursing School
 May 26 U. T. Austin
 San Antonio Health Science Center
 May 28 Dallas Health Science Center
 June 3 Galveston Medical Branch
 Dec. 2 Houston Medical School

1973 Football Schedule for U. T. Austin

Sept. 21 Austin vs Miami (Florida) at Miami
 Sept. 29 Austin vs Texas Tech at Austin
 Oct. 6 Austin vs Wake Forest at Austin
 Oct. 13 Austin vs Oklahoma at Dallas
 Oct. 20 Austin vs Arkansas at Fayetteville
 Oct. 27 Austin vs Rice at Austin
 Nov. 3 Austin vs SMU at Dallas
 Nov. 10 Austin vs Baylor at Austin
 Nov. 17 Austin vs TCU at Austin
 Nov. 22 Austin vs Texas A&M at College Station

June 24 Santa Rita

COMMITTEE OF THE WHOLE

Emergency Items
April 24, 1973

	<u>Page</u> <u>C of W</u>
✓ 6. Board for Lease of University Lands: Membership	Below
✓ 7. Permanent University Fund: Consideration of Resolution to Call on Attorney General to Take All Necessary Steps, Including Litigation if Necessary, to Recover Fair Market Value of Oil and Gas Produced on University Lands	15
✓ 8. U. T. System: <u>Regents' Rules and Regulations</u> , Part Two: Amendments to Chapter IX	16
✓ 9. U. T. Austin: Proposed Cancellation of Present Contract for Concessions at Intercollegiate Athletic Events and Call for Bids for New Contract	21
✓ 10. U. T. Austin: Recommendation to Increase 1973 Football Ticket Prices for Home Games and the Oklahoma Game	21
✓ 11. University Cancer Center (M. D. Anderson): Request to Join in Sale of D. H. Emerson Home in Corpus Christi and to Settle with Mrs. Mary G. Emerson on Division of Proceeds	23

DOCUMENTATION

6. Board for Lease of University Lands: Membership. --Chairman McNeese reported that at 4:00 p. m. C. D. T., on April 10, 1973, Regent Dan C. Williams submitted his resignation as a member of the Board for Lease of University Lands effective immediately. A meeting of the Board for Lease and an Oil and Gas Lease Auction were scheduled on April 12. Pursuant to Section 7. 12 of Chapter I, Part One of the Regents' Rules and Regulations, Chairman McNeese appointed Regent Joe T. Nelson to serve on the Board for Lease of University Lands effective immediately.

Then, on April 16, 1973, Regent Nelson resigned from the Board for Lease of University Lands. At the meeting, Chairman McNeese plans to reappoint Regent Williams to the Board for Lease to replace Regent Nelson effective immediately.

It is recommended that all of the foregoing actions with respect to the membership on the Board for Lease of University Lands be approved and in all things ratified and confirmed.

7. Permanent University Fund: Consideration of Resolution to Call on Attorney General to Take All Necessary Steps, Including Litigation if Necessary, to Recover Fair Market Value of Oil and Gas Produced on University Lands. --It is recommended that the following resolution be adopted requesting the Board for Lease of University Lands, the Commissioner of the General Land Office, and the Attorney General of Texas to take any and all action necessary to recover for the benefit of The University of Texas System all oil and gas royalties to which the System may be entitled under the law:

WHEREAS, The Board of Regents of The University of Texas System owns approximately 591,184 acres of land which are under lease to many oil and gas operators-producers; and

WHEREAS, The price range on royalties paid on gas produced from such lands is from 7 to 22 cents per thousand cubic feet; and

WHEREAS, In oil and gas leases issued by the Board for Lease of University Lands pursuant to Section 66.61, et seq., and predecessor statutes (the statutes providing for the terms of lease of University Lands) it is provided that the royalty on oil and gas produced from University Lands shall be based on a price which is not less than the market price thereof in the general area; and

WHEREAS, The Supreme Court of Texas held in Texas Oil and Gas Corporation, et. al., v. Juan M. Vela, 429 SW(2d) 866(1968), that where the parties to the lease agree that the operator and producer will pay one-eighth (in that case) of the market price at well of all gas sold or used off the premises, this clearly refers to the market price at the time of sale or use, and the Supreme Court further held that gas marketed under long-term contracts was not "being sold" at the time the long-term contract was made but at the times of delivery to the pipeline purchaser; and

WHEREAS, It has been established that at the present time and for some years past the fair market price of gas in many areas far exceeds the value of gas upon which the University's royalties have been computed and paid; now, therefore be it

RESOLVED by the Board of Regents of The University of Texas System that the Board for Lease of University Lands, the Commissioner of the General Land Office, and the Attorney General of Texas are hereby requested to take at the earliest possible time any and all action necessary to recover for the benefit of The University of Texas System all oil and gas royalties to which the System may be entitled under the law and any and all action necessary to assure that in the future The University of Texas System will receive all oil and gas royalties to which it may be entitled under the law; and

BE IT FURTHER RESOLVED by the Board of Regents of The University of Texas System that the Board for Lease of University Lands and the Commissioner of the General Land Office are hereby requested to take all action necessary to assure that in future leases issued on University Lands, oil and gas produced from such lands will not be produced or sold unless the operators-producers pay a royalty based on not less than the fair market value of such oil and gas at the time such oil and gas is produced and delivered to the pipeline purchaser.

4/3/73

Introduced by McKnight

Referred to Committee on

State Affairs

SENATE RESOLUTION

16-18-22--270

WHEREAS, the State of Texas owns more than a million and half acres of land which is under lease to many oil and gas operators and producers, and has mineral interests in an additional 1,300,000 acres of Relinquishment Act lands, and

WHEREAS, the price range on royalty paid on gas produced from public school land is from 10 to 25 cents per thousand cubic feet; and the University of Texas Fund has received from 7 to 15 cents per thousand cubic feet for its royalty on gas; and

WHEREAS, Article 5421c, Section 10 (the statute providing for terms of lease of public lands) states that the State can keep its production and use it, or sell it at the value of same; and

WHEREAS, the Supreme Court of Texas held in Texas Oil and Gas Corporation et al v. Juan M. Vela, 429 SW 2d 866, that, where the parties contract that Lessee would pay one-eighth (in this case) of the market price at the well of all gas sold or used off the premises, that this clearly means the prevailing market price at the time of sale or use; and further, that gas marketed under the long-term contracts in this case was not "being sold" at the time the contracts were made but at the time of delivery to the purchaser; and

WHEREAS, It has been established that the existing fair market price for gas far exceeds the amounts being paid as above set forth;

BE IT THEREFORE RESOLVED by the Senate of the 63rd Legislature of the State of Texas that those State agencies and State officials having jurisdiction of public lands producing oil and gas proceed and take whatever action necessary to the end that the above agencies will receive the current fair market price for all gas produced from public lands in Texas; and

BE IT FURTHER RESOLVED that the State officials having jurisdiction over leasing of lands provide that gas owned by the State of Texas will not be sold unless the purchaser pays the State the fair market value of its gas.

8. U. T. System: Regents' Rules and Regulations, Part Two: Amendments to Chapter IX. --The recommended amendments are on Pages 17 - 20.

Amend Chapter IX of Part Two of the Regents' Rules and Regulations as follows:

(1) Amend Subsection 1.1 of Section 1 to read as follows:

- 1.1 Authority to Sell, Assign, and Transfer Securities Held by the Permanent University Fund.--The Deputy Chancellor for Administration, the Associate Deputy Chancellor for Investments, Trusts and Lands (or any Trust Officer), and the Treasurer of the State of Texas (or the Acting Treasurer of the State of Texas) are jointly authorized to sell, assign, and transfer any and all of the bonds, stocks, notes, and other evidences of indebtedness and ownership of any description, whatever, owned by the Permanent University Fund of The University of Texas System (formerly The University of Texas) and registered in the name of "The University of Texas," "The University of Texas System," "The University of Texas for Permanent University Fund, a State Endowment Fund, Austin, Texas," "The University of Texas System for Permanent University Fund, a State Endowment Fund, Austin, Texas," "Permanent University Fund of The University of Texas," "Permanent University Fund of The University of Texas System," or in any other form of registration of such securities held for the account of the Permanent University Fund of The University of Texas System.

(2) Amend Subsection 1.2 of Section 1 to read as follows:

- 1.2 Authority to Sell, Assign, and Transfer Securities Held by the Board of Regents of The University of Texas System.--The Deputy Chancellor for Administration, the Associate Deputy Chancellor for Investments, Trusts and Lands, and/or any Trust Officer are each authorized to sell, assign, and transfer any and all bonds, stocks, notes, and other evidences of indebtedness and ownership of any description, whatever, registered in the name of the Board of Regents of The University of Texas System (formerly the Board of Regents of The University of Texas) in whatever manner, including all fiduciary capacities, and including those registered in the names of trusts or foundations managed and controlled by said Board of Regents.

(3) Amend Subsection 1.3 of Section 1 to read as follows:

- 1.3 Authority to Execute Instruments Relating to Land and Mineral Interests.--The Chairman of the Board of Regents, the Vice-Chairman, the Deputy Chancellor for Administration, and the Associate Deputy Chancellor for Investments, Trusts and Lands[7] are each authorized to execute conveyances, deeds, surface and/or mineral leases, easements, rights of way, oil and gas division orders, and transfer orders, geophysical and material source permits, water contracts, pooling and unitization agreements, and any other instruments as may be necessary or appropriate from time to time, relating to the handling, management, control, and disposition of any real estate or mineral interests held or controlled by the Board of Regents of The University of Texas System as a part of the Permanent University Fund or as a part of any trust or special fund.

(4) Amend Subsection 1.4 of Section 1 to read as follows:

- 1.4 Authority to Receive and Collect Money and/or Property.--The Deputy Chancellor for Administration, the Associate Deputy Chancellor for Investments, Trusts and Lands, and/or any Trust Officer are each authorized and empowered to ask, demand, collect, recover, and receive any and all sums of money, debts, dues, rights, property, effects, or demands, whatever, due, payable, or belonging, or that may become due, payable, or belonging to any

of the above funds, from any person or persons, whatever, and to execute any and all necessary or proper receipts, releases, and discharges therefor.

(5) Amend Subdivision 2.233 of Section 2 to read as follows:

2.233 Implementation of FHA Mortgage Loan Purchase program: The Deputy Chancellor for Administration, the Associate Deputy Chancellor for Investments, Trusts and Lands, and/or any Trust Officer, are each authorized

2.2331 To recommend the Seller-servicers with which Purchase and Servicing Agreements should be made, and after approval by the Board of Regents, to execute the Purchase and Servicing Agreements on the approved forms.

2.2332 To perform such acts and execute such documents as may be necessary from time to time in carrying out the provisions of any such Purchase and Servicing Agreement, including authority to accept or reject loans tendered under such agreements, to execute releases of the liens securing any loan or loans when paid in full, and to execute assignments of any notes and liens when appropriate to do so.

2.2333 To take any and all steps as may be considered necessary or advisable to protect the interest of the Permanent University Fund in event of default occurring with respect to any FHA Insured First Mortgage note held by such Fund. Not by way of limitation, but by way of illustration only, such authority shall include power to acquire title on behalf of the Board of Regents to the property securing any such note, by Trustees sale, foreclosure, or otherwise; to execute on behalf of the Board of Regents the necessary deed conveying the properties so acquired to the Federal Housing Administration; to handle any properties so acquired pending conveyance to the Federal Housing Administration; and to incur and pay such reasonable expenses as may be necessary in the acquisition and care of any such properties.

(6) Amend Subdivisions 2.51 and 2.52 of Section 2 to read as follows:

2.51 As a general rule, stock rights received are to be exercised. In each instance, exercise or sale of the rights is to be made at the discretion of the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands.

2.52 As a general rule, fractional shares received from stock dividends, etc., are to be sold. In each instance, the decision to round out fractional shares or to sell will be made by the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands.

(7) Amend Subsection 2.6 of Section 2 to read as follows:

2.6 Implementation of Policies.

2.61 Approved List. A list of companies whose stocks are considered suitable for purchase or retention shall, after consultation with the Staff Investment Committee,

the Investment Counsel, and the Investment Advisory Committee, be submitted by the Deputy Chancellor for Administration, or the Associate Deputy Chancellor for Investments, Trusts and Lands for approval by the Board of Regents through the Regents' Land and Investment Committee. In similar manner, recommendations regarding additions to and deletions from such list shall be submitted for the Regents' approval.

- 2.62 Authority regarding purchase and sale of securities. Within the limitations of these Rules and Regulations, the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands is authorized to buy, sell or exchange, from time to time, securities issued by the companies within the approved list, provided that sales in any one calendar month of stocks owned shall not exceed 2 1/2% of the book value of the Permanent University Fund. With the approval of the Chairman of the Land and Investment Committee, or the Chairman of the Board of Regents, the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands may sell stocks in excess of 2 1/2%, but not in excess of 5%, of the value of the Permanent University Fund. Sales of stocks in any one month in excess of 5% of the value of the Permanent University Fund require prior approval of the Board of Regents.
- 2.63 Exchange of Bonds. The Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands is authorized to exchange bonds owned from time to time, on a par for par basis (with such cash adjustments as may be required) for other eligible bonds or obligations. In any such exchange the cost of the bonds exchanged out (plus or minus the cash adjustment involved) shall be carried forward as the cost of the bonds or obligations acquired, even though the sale and purchase may be effected through different brokers.
- 2.64 Advice of Investment Advisory Committee.--The Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands shall seek the advice and counsel of the Investment Advisory Committee at its regular quarterly meetings on all of the major matters involving the Permanent University Fund.
- 2.65 Reports of purchases, sales, and exchanges of Investments.--All purchases, sales, and exchanges of Investments shall be reported for ratification by the Board of Regents through the Regents' Land and Investment Committee at each meeting of the Board.

(8) Amend Subsections 5.1 and 5.2 of Section 5 to read as follows:

- 5.1 Membership.--The Staff Investment Committee shall consist of the Deputy Chancellor for Administration, the Associate Deputy Chancellor for Investments, Trusts and Lands, the Investment Officer, and such other members as may be designated from time to time by the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands.
- 5.2 Duties.--The Staff Investment Committee shall cooperate and advise with the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands on matters relating to the management of investments for which he is responsible.

(9) Amend Section 6 to read as follows:

Sec. 6. Investment Advisory Committee.--To assist and advise with

Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands on matters relating to the management of investments for which he is responsible, the Investment Advisory Committee, heretofore established, shall be continued.

The following rules shall apply to such Committee:

- 6.1 Membership.--The four members of the Committee shall be selected because of their particular qualifications and experience in the field of investments, with primary emphasis being placed on their experience in bond and corporate stock investments.
- 6.2 Selection Procedure.--Appointments to such Committee shall be made by the Board of Regents after recommendation by the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands.
- 6.3 Term of Office and Compensation.--Each member shall serve a four year term on a rotating basis, with the term of one member expiring each August 31, and shall be compensated at the rate of \$100 per meeting attended.

(10) Amend Section 7 to read as follows:

Sec. 7. Brokerage Firms.

- 7.1 Approved List.--Normally, purchase and sale transactions shall be effected through firms approved by the Board of Regents after recommendation by the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands. Where the best interests of The University of Texas System seem to require it, such transactions may be effected through such other broker or brokers as the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands may approve.
- 7.2 Unlisted Securities.--Purchases and sales will generally be effected through brokers on the approved list. Where the best interests of The University of Texas System seem to require it, such transactions may be effected through such broker or brokers as the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands may select.
- 7.3 Block Transactions.--Block purchases and sales will generally be effected through brokers on the approved list. Where the best interests of The University of Texas System seem to require it, such transactions may be effected through such broker or brokers as the Deputy Chancellor for Administration or the Associate Deputy Chancellor for Investments, Trusts and Lands may select.

9. U. T. Austin: Cancellation of Present Contract for Concessions at Intercollegiate Athletic Events and Call for Bids for New Contract. --The University of Texas Athletics Council recommends that the existing concession contract with the Ex-Students' Association be cancelled pursuant to the contract terms which provide for cancellation on 90 days' notice. The Athletics Council further recommends that it be authorized to call for bids from various concessionaires, including the Ex-Students' Association, for the operation of the intercollegiate contest concessions for the next three years. It is recommended that the recommendations of the Athletics Council be approved and that a committee composed of Regents Clark, Erwin and Shivers, Deputy Chancellor Walker, Vice-President Colvin and Athletics Council Chairman Thompson be authorized to approve an invitation to bid and to award the contract to the lowest and best bidder.
10. U. T. Austin: Recommendation to Increase 1973 Football Ticket Prices for Home Games and the Oklahoma Game. --

Chancellor LeMaistre concurs in the request of President Spurr and the Athletics Council that the ticket price for 1973 home football games be increased from \$6.00 to \$7.00 and that the ticket price for the Oklahoma game be increased from \$7.00 to \$8.00.



THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF THE PRESIDENT
AUSTIN, TEXAS 78712

April 9, 1973

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas System

Dear Dr. LeMaistre:

At its meeting on March 26, 1973, the Athletics Council voted in favor of a recommendation to raise the ticket price for 1973 home football games from \$6.00 to \$7.00 and to raise the ticket price for the Oklahoma game from \$7.00 to \$8.00. These actions are included in the attached copy of the communication sent to me by Dr. J. Neils Thompson.

I concur in both recommendations and request that your approval and that of the Board of Regents be given as well.

Sincerely yours,

A handwritten signature in black ink that reads "Stephen H. Spurr".

Stephen H. Spurr
President



THE UNIVERSITY OF TEXAS AT AUSTIN
DEPARTMENT OF INTERCOLLEGIATE ATHLETICS
AUSTIN, TEXAS 78712

PRESIDENT'S OFFICE U. T. AUSTIN	
REC'D	MAR 28 1973
REFER TO _____	
HANDLE _____	
COMMENT & RETURN _____	
FILE OR DISCARD _____	

Recommendation to the Administration
From the Athletics Council

March 27, 1973

Subject: 1973 Football Ticket Prices for Home Games and
the Oklahoma Game

Reference: Athletics Council Meeting, March 26, 1973

At the Athletics Council meeting, March 26, 1973, the Council reviewed the proposed budget for 1973-74. On the basis of estimated attendance at football games and on other income which is used to support the intercollegiate athletics program, it was apparent that it would be necessary to increase certain incomes in order to meet necessary budget requirements.

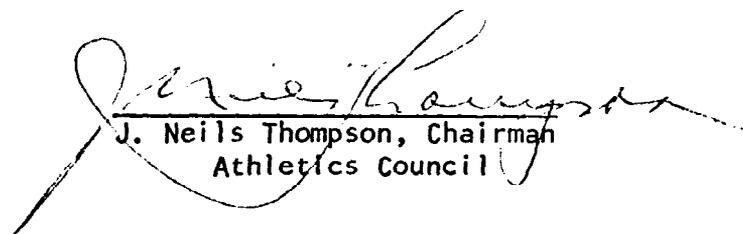
It was also pointed out that some other conference schools have increased their ticket prices for football games and that it is likely that by December the Conference will raise the minimum ticket price. Further, it was pointed out that the Big Eight had raised its minimum ticket price by one dollar, therefore, it was necessary for us to go up in price on the tickets to the Oklahoma game to meet Big Eight requirements.

This matter was also reviewed at the Council meeting in January but Council action has not been forwarded to the Administration, therefore, the recommendations made herewith are the results of Council action on January 24 and on March 26, 1973.

It was moved by Dr. Macdonald and seconded by Dr. Wolfe that the Oklahoma ticket price be raised to \$8 from the present \$7. Motion carried.

It was moved by Mr. Coates and seconded by Dr. Macdonald that the ticket prices for 1973 be raised to \$7. Motion carried.

On the basis of these two actions, the Council wishes to recommend to the Administration that the 1973 football ticket prices for home games be increased from \$6 to \$7 and that the tickets for the Oklahoma game be increased from \$7 to \$8.


J. Neils Thompson, Chairman
Athletics Council

11. UNIVERSITY CANCER CENTER (M. D. ANDERSON): AUTHORIZATION TO JOIN IN SALE OF D. H. EMERSON HOME IN CORPUS CHRISTI AND AUTHORIZATION TO AGREE WITH MRS. MARY G. EMERSON ON DIVISION OF PROCEEDS:--At its March 5 meeting, the Board of Regents accepted the bequest under the Will of D. H. Emerson of Corpus Christi, including the remainder interest in Mr. Emerson's home subject to the life estate bequeathed to Mrs. Mary G. Emerson, his sister-in-law, and authorized joinder with Mrs. Emerson in sale of the home. Mr. Frank Dominguez and wife have offered \$18,500 cash for the home, with 6% sales commission to be paid by the sellers. In order that this sale of vacant property may be consummated at an early date and to satisfy the title company's requirements, the Associate Deputy Chancellor for Investments, Trusts, and Lands recommends acceptance of said offer, the joinder with Mrs. Emerson and Mr. Haden W. Head, Independent Executor of the estate, and the adoption of the following resolution:

RESOLUTION

WHEREAS, under the Last Will and Testament of D. H. Emerson, deceased, Cause No. 18,924, County Court of Nueces County, Texas, Probate Docket, there was devised to the Board of Regents of The University of Texas System as Trustees for the M. D. Anderson Hospital and Tumor Institute of The University of Texas the property described as Lot 21 and the North one-half (N/2) of Lot 20, Block 1, Saxet Heights No. 1 Addition to the City of Corpus Christi, Nueces County, Texas, subject to a life estate in said property devised to Mrs. Mary G. Emerson; and

WHEREAS, Frank Dominguez and wife, Minerva Dominguez, have offered to buy the above described property for \$18,500.00 cash; and

WHEREAS, Mrs. Mary G. Emerson wishes to accept this offer and requests joinder by the Board of Regents of The University of Texas System;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Regents of The University of Texas System as Trustee does hereby accept the offer and does hereby agree to sell to Frank Dominguez and wife, Minerva Dominguez, its interest in the above described property; and

BE IT FURTHER RESOLVED, That the Chairman or Vice-Chairman be and each of them is authorized to join with Mrs. Mary G. Emerson in a deed to Frank Dominguez and wife, Minerva Dominguez, covering the above described property and to take such other action as may be deemed advisable or necessary to complete said transaction.

It is further recommended that the Board of Regents authorize the Associate Deputy Chancellor for Investments, Trusts and Lands to conclude with Mrs. Mary G. Emerson a division of the proceeds from the sale, based on actuarial tables, or to accept the proceeds and invest them and pay the income to Mrs. Emerson during her lifetime.

Meeting of the Board

:

AGENDA
MEETING OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF TEXAS SYSTEM

Chairman McNeese, Presiding

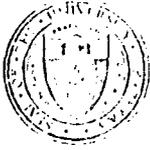
Date: April 24, 1973

Time: 9:00 a. m.

Place: Main Building, Room 212
The University of Texas at Austin
Austin, Texas

- A. CALL TO ORDER
- B. APPROVAL OF MINUTES OF REGENTS' MEETING -
MARCH 5, 1973
- C. RECESS FOR MEETINGS OF STANDING COMMITTEES
AND COMMITTEE OF THE WHOLE
- D. RECONVENE AFTER MEETINGS OF COMMITTEES
- E. REPORTS OF STANDING COMMITTEES
 - 1. System Administration Committee by Committee
Chairman Williams
 - 2. Academic and Developmental Affairs Committee by
Committee Chairman (Mrs.) Johnson
 - 3. Buildings and Grounds Committee by Committee
Chairman Erwin
 - 4. Land and Investment Committee by Committee
Chairman Garrett
 - 5. Medical Affairs Committee by Committee
Chairman Nelson
 - 6. Board for Lease of University Lands by Regent Garrett
(Vice-Chairman of the Board for Lease)
- F. REPORTS OF SPECIAL COMMITTEES, IF ANY
- G. REPORT OF COMMITTEE OF THE WHOLE
- H. ADJOURNMENT

Richard C. Gibson



THE UNIVERSITY OF TEXAS SYSTEM

Law Office

601 COLORADO STREET, AUSTIN, TEXAS 78701



RICHARD C. GIBSON
Director
512-471-1101

W. O. SHULTZ II
University Attorney
512-471-1266

BURNELL WALDREP
University Attorney
512-471-7565

March 28, 1973

CHANCELLOR'S OFFICE U. of T.

Acknowledged.....File.....

MAR 28 1973

MEMORANDUM

TO: Mr. E. D. Walker

FROM: Richard Gibson *Richard*

SUBJECT: U.T. System Drug Lawsuit

To.....For info and Return
To.....Please Advise Me
To.....Please Handle

The attached letter was mailed to all members of the Board of Regents, as well as to those persons listed on the back page, by Attorney General John Hill. The letter informs the recipients that, in the judgment of the Attorney General's Office, that lawsuit will not be appealed to the United States Supreme Court.

Two points merit brief comment. First, I know of no university official who was involved in the discussions that preceded the decision. Second, it seems to me that we have a responsibility to appeal the decision of the district court and the appellate court to the United States Supreme Court as long as our collective opinion is that the rule is constitutional. I for one still consider the rule constitutional.

I asked Larry York, First Assistant Attorney General, if the university itself would now be allowed to pursue the appeal. He replied that the university would not be allowed to do so.

Please let me know if you have any questions about his matter.

kc

Handwritten notes:
→ 000 L.
M. * C.
Let [unclear]



THE ATTORNEY GENERAL
OF TEXAS

AUSTIN, TEXAS 78711

JOHN L. HILL,
ATTORNEY GENERAL

March 27, 1973

Honorable A. G. McNeese, Jr.
Chairman, Board of Regents
The University of Texas
Bank of the Southwest
P.O. Box 2629
Houston, Texas 77001

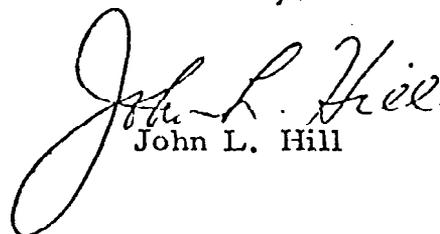
Re: Thomas E. Paine, et al v. Board of
Regents of the University of Texas
System, et al

Dear Chairman McNeese:

In keeping with my general policy of critically re-examining the State's position in all cases when they come to the point of transition from trial to appellate court, or from appellate court to a higher court, I have reviewed the above case thoroughly, and have asked for and received recommendations on its handling from various members of my staff. Our reading of the trial court record, Judge Roberts' opinion, and the per curiam opinion of the Fifth Circuit Court of Appeals, as well as our review generally of the cases in this area, compel us to the view that any further appeal of this case would not affect its outcome.

We do not, therefore, intend to file a Petition for Rehearing or Petition for Writ of Certiorari in this matter.

Sincerely,


John L. Hill

JLH:bm

cc:

All Members, Board of Regents

Honorable A. G. McNeese, Jr.

March 27, 1973

Page 2

cc: (Cont'd)

Dr. Stephen H. Spurr
President
The University of Texas
Austin, Texas 78705

Mr. James P. Duncan
Dean of Students and Assistant
Vice President for Student Affairs
The University of Texas
Austin, Texas 78705

Mr. Lawrence T. Franks
Associate Dean of Students
The University of Texas
Austin, Texas 78705

Mr. Richard C. Gibson ✓
Director, Law Office
University of Texas System
601 Colorado
Austin, Texas 78701

D. L.

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM
April 24, 1973

STRICTLY
EXECUTIVE SESSION

Page No.

A. U. T. System

- ✓ 1. Legal Matters Regarding Thomas Paine, et al,
v. Board of Regents of The University of Texas
System 2
- ✓ 2. Personnel Matters 2

B. U. T. Austin

- ✓ 3. ✓ Recommendation to Waive Regents' Rules and
Regulations to Authorize a Three-Year Leave of
Absence Without Pay 2
- ✓ 4. Archer M. Huntington Museum Fund - Recommendations
Regarding Land in Galveston County 5

A. U. T. System

1. Legal Matters Regarding Thomas Paine, et al., v. Board of Regents of The University of Texas System. --

2. Personnel Matters. --

Regent Williams, Chairman of the System Administration Committee, requests approval of Chancellor LeMaistre's recommendation to appoint Dr. James W. Wagener as Vice-Chancellor for Academic Affairs at an annual salary rate of \$25,000, effective May 1, 1973. Chancellor LeMaistre also recommends that the position of Assistant Vice-Chancellor for Academic Programs be abolished.

This appointment has been discussed with the University Council and the institutional presidents are supportive of this appointment.

B. U. T. Austin

3. Recommendation to Waive Regents' Rules and Regulations to Authorize a Three-Year Leave of Absence Without Pay. --

Chancellor LeMaistre concurs in President Spurr's recommendation that an exception be made to the Regents' Rules and Regulations, Part One, Chapter III, Section 16, to authorize a leave of absence without pay for a period of three years to Professor Millard H. Ruud of the U.T. Austin School of Law. This leave is granted to allow Professor Ruud to accept the position of Executive Director of the Association of American Law Schools and will begin with the 1973-1974 academic year.

It is further recommended by President Spurr and concurred in by Chancellor LeMaistre that the sense of the Board be expressed as a willingness to receive without prejudice requests to extend that leave of absence for each of, but in total no more than, two additional years.

During Professor Ruud's absence the Dean of the Law School will make arrangements as necessary for his teaching responsibilities to be assumed, such arrangements to take full cognizance of Professor Ruud's return to his present position and to make provision for his resumed salary from resources regularly allocated to the School of Law.

Dr. Spurr's letter of recommendation is reproduced below.





THE UNIVERSITY OF TEXAS AT AUSTIN

OFFICE OF THE PRESIDENT

AUSTIN, TEXAS 78712



March 15, 1973

CHANCELLOR'S OFFICE U. of T.	
Acknowledged.....	File.....
MAR 16 1973	
To.....	For info and Return
To.....	Please Advise Me
To.....	Please Handle

Charles A. LeMaistre, M.D.
Chancellor
The University of Texas at Austin

Dear Dr. LeMaistre:

Professor Millard H. Ruud of our School of Law has recently been offered the position of Executive Director of the Association of American Law Schools, an opportunity that not only reflects considerable credit on his personal talents and accomplishments but which would also establish even stronger connections between our Law School and the senior organization representing the collective interests of all of the country's accredited law schools. There is no doubt that his acceptance of this position would be of long lasting benefit to The University of Texas at Austin just as it would represent a significant milestone in the development of his own professional career.

Professor Ruud's appointment has received the full approval of Dean Page Keeton, and also a resolution recommending that every arrangement possible be made to permit him to accept this position was passed unanimously by the budget council of the faculty of the School of Law. Copies of that resolution and a letter from Dean Keeton are attached for your information.

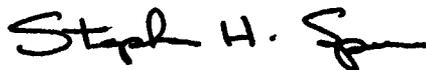
The President and Executive Committee of the Association of American Law Schools have requested that Professor Ruud agree to serve as Executive Director for a period of at least three years and that, if possible, that service could continue for an additional two years. While I recognize that we should not take any action that unduly commits others subsequently holding our respective authorities, this particular situation does seem to me to warrant an exception to the current Regents' Rules and Regulations (Part One, Chapter III, Section 16) pertaining to leaves of absence of our faculty members. I therefore recommend to you and the Board of Regents that:

(1) a leave of absence without pay for a three year period commencing with the coming academic year be approved for Professor Millard Ruud; and furthermore (2) that Professor Ruud be informed of the willingness of the University's administration and Regents to receive without prejudice requests to extend that leave of absence for each of, but in total no more than, two additional years.

On approval of these recommendations it would be our understanding that the Dean of the Law School would make all necessary preparations for covering Professor Ruud's teaching responsibilities and for his subsequent return as a member of the faculty, those arrangements to include provision for his salary from resources regularly allocated to the School of Law.

Your attention to and favorable action on these recommendations will be greatly appreciated.

Sincerely yours,



Stephen H. Spurr
President

SHS:ls

Attachments

4. Archer M. Huntington Museum Fund - Recommendations Regarding Land in Galveston County. --The Deputy Chancellor for Administration and the Associate Deputy Chancellor for Investments, Trusts and Lands submit the following recommendations regarding the approximately 2,400 acres of land at Texas City, Galveston County, held by the Board of Regents in the Archer M. Huntington Museum Fund:

1. That the Associate Deputy Chancellor for Investments, Trusts and Lands be authorized to employ an appraiser for the purpose of procuring an up-to-date appraisal covering the Huntington Lands located in the Samuel C. Bundick League, Galveston County, Texas. A recommendation as to the method of sale and the timing thereof will be made to the Board of Regents at a subsequent meeting after an evaluation of the appraisal report.
2. That in the event the appraisal report reflects that the value and the prospects of sale of the Huntington Lands are adversely affected by outstanding ownership of the two tracts located adjacent to Swan Lake and Campbell Bayou by the Malone Service Company, Inc., and the Monsanto Chemical Company, that the Associate Deputy Chancellor for Investments, Trusts and Lands be authorized to negotiate for purchase of said outstanding interest at a price not to exceed the appraised value. Any contract of purchase will be submitted to the Board of Regents at a subsequent meeting for approval.
3. That the Associate Deputy Chancellor for Investments, Trusts and Lands be authorized to renew that certain grazing lease to Joe M. Robinson and F. L. Lepper for a three year term to commence May 15, 1973, at a rental of \$1.75 per acre. The existing three year grazing lease to the same lessee at an annual rental of \$1.55 per acre expires on May 14, 1973. Under the terms of the existing grazing lease and the renewal the Board of Regents reserves the right to cancel the lease on 90 days written notice in the event of sale of the land or lease for other purposes.

10/10/73

COMMITTEE OF THE WHOLE
April 24, 1973
Executive Session
Emergency Items

Page
C of W

- 5. U. T. Austin: Legal Prospects in Future Donations in Kind, by Will and in Other Forms 6
- ~ 6. U. T. System: Legal and Personnel Matters with Respect to Relationship with the Veterans Administration 6
-

DOCUMENTATION

5. U. T. Austin: Legal Prospects in Future Donations in Kind, by Will and in Other Forms. --Chancellor Emeritus Ransom has asked for no more than 10 minutes to report to the Regents and to discuss legal prospects of future donations in kind, by will and in other forms.
6. U. T. System: Legal and Personnel Matters with Respect to Relationship with the Veterans Administration. --In order that the Regents may have background information on the Veterans Administration Medical School Legislation, Chancellor LeMaistre prepared a memorandum on April 18, 1973, which is set out below as this is an item to be considered at this meeting:

FROM: Charles A. LeMaistre, M.D. *cal*
Chancellor

SUBJECT: Background Information: Veterans Administration
Medical School Legislation

With the approval of Regent Nelson, Chairman of the Medical Affairs Committee, I have submitted an agenda item for the Committee of the Whole-Executive Session regarding a definition of The University of Texas System interest in being designated to operate any new medical school funded under the provisions of PL 92-541 (HJR 748) signed by President Nixon on October 24, 1972.

Below I have summarized the actions already taken with regard to this matter and which lead to the present need to reevaluate our position.

(1) Early 1971: HJR 748 introduced in the Federal Congress relating to the Veterans Administration involvement in health education programs, and in particular "to assist in the establishment of not more than eight (8) geographically dispersed, new State medical schools at primarily State-supported colleges and universities located in proximity to and operated in conjunction with V.A. medical facilities." (See Attachment A for summary)

(2) August 31, 1971: Effective date of State Legislature bill (S.B. 1028) which authorized the Coordinating Board to contract with the V.A. related to the above pending legislation, and also authorized the Coordinating Board to "designate one of the two university systems or other appropriate State-supported institutions of higher education under whose governing board the medical school shall be operated."

(3) October 21, 1971: Action by the Board of Regents to appoint a Regental-Administrative Committee (Regents Peace, Williams, Nelson, Chancellor LeMaistre, Deputy Chancellor Walker, and Vice-Chancellor Knisely) to meet with appropriate groups in Temple, Texas to discuss possible relationships between The University of Texas System and any Veterans Administration related medical school within the scope of HJR 748, United States Congress.

(4) December 16, 1971: Meeting of Regental-Administrative Committee with Temple representatives.

(5) January 4, 1972: Letter from Chairman Peace to Commissioner Reed of the Coordinating Board -- excerpt below.

"Should the Coordinating Board, Texas College and University System elect to file a letter of intent with the appropriate agency in Washington of its intention in this program and should Congress pass such legislation, it was the opinion of the Regental Administrative Committee which met with the people in Temple that the University of Texas System would in all probability be interested in submitting a proposal to the Coordinating Board for its consideration."

(6) February 4, 1972: Meeting of Regental-Administrative Committee to review survey of Temple facilities and resources conducted by Dr. Timmer. Recommendations of Chancellor LeMaistre approved. (See Attachment B)

(7) October 27, 1972: Letter from Commissioner Reed of the Coordinating Board to Chancellor LeMaistre -- excerpt below.

"However, we would like to know first if The University of Texas System is interested in applying for designation by the Coordinating Board as the participating agency, and, second, how you at the moment would plan to operate such a facility should the Federal government contract with this state and should your institution be selected."

(8) November 13, 1972: Chancellor LeMaistre's reply to Commissioner Reed reiterating Mr. Peace's letter of January 4, 1972 and advising that an operating plan would be forwarded.

(9) November 28, 1972: Chancellor LeMaistre's letter to Commissioner Reed outlining proposal involving The University of Texas at Austin, the existing University of Texas System medical schools and the Temple Veterans Administration facilities and other clinical resources in Temple. (See Attachment C)

(10) December, 1972-January, 1973: The Coordinating Board appointed a fifteen (15) member Advisory Committee on Medical Education and an eleven (11) member Task Force on Medical Education. The latter was designed as a resource group for the Committee and Coordinating Board staff. The charge to the Advisory Committee read in part: (Attachment D for full charge) The first meeting was January 31, 1973.

"The Coordinating Board also is responsible for contracting with federal agencies should a new medical school be established in this state to operate in conjunction with a Veterans Administration hospital in accordance with provisions of federal law....

...we are today asking you, our Advisory Committee and Task Force on Medical Education, to make a comprehensive study to identify this state's needs in medical education. If we have needs, then we are asking you further to identify ways to meet those needs efficiently and economically."

(11) February 14, 1973: Chancellor LeMaistre's letter to Commissioner Reed as the scope of federal cutbacks in medical education funds became apparent -- excerpt below. (Attachment E for complete letter)

"If in the judgment of the Committee, the Coordinating Board, and the Texas Legislature, Texas will be able to support existing programs and another medical school after the seven years of partial support through the Veterans Administration, then we urgently seek the nomination of the Coordinating Board to carry out the earlier legislative authorization for another University of Texas School of Medicine as indicated in our letter to you.

Thus, the initiation of an additional State school of medicine to be supported by Public Law 92-541 is sought by The University of Texas System, but is is considered to be a secondary priority behind the maintenance of the existing numbers and levels of medical education, and the completion of the proposed developments and enrollments of the existing State schools."

(12) February 17, 1973: Verbal presentation of U.T. System-Veterans Administration medical school proposal by President Spurr to the Coordinating Board Advisory Committee on Medical Education.

(13) February 17, 1973: The Advisory Committee on Medical Education unanimously passed the following motion for forwarding to the Coordinating Board. (Attachment F for complete response of Advisory Committee)

"The Advisory Committee on Medical Education wishes to convey to the Coordinating Board its feeling that at this time there is not a need for a new medical school in Texas."

(14) April 13, 1973: Meeting of the Coordinating Board at which the Chairman made reference to a letter from Governor Briscoe urging immediate action with regard to the selection of an institution to operate the V.A. related medical school. The Coordinating Board declined to take immediate action but requested that the staff obtain from all those who had previously expressed an interest (U.T. System, Texas A&M System, Texas Tech, and TWU) a reaffirmation of their interest. The Coordinating Board will reconsider this matter at their next meeting set for June 8, 1973.

In summary, we expect, within a few days to receive a request from the Coordinating Board to reaffirm our desires with regard to the V.A. medical school program. It seems apparent that the Coordinating Board will select an institution in spite of the recommendation by their Advisory Committee on Medical Education that no new medical school be created. The University of Texas System position is that while we have an interest in being designated by the Coordinating Board, our first priority must be to achieve full funding for our existing medical schools.

With this memorandum as background Regent Nelson, President Spurr, and I will discuss with you the legal and personnel factors which have been a part of this entire process and respectfully request that we may have your advice and counsel on this matter.

Attachments A - F follow.

PL 92-541 (HJR 748)

Signed October 24, 1972

Chapter 82#5070 Administrator of Veteran Affairs to Coordinate programs with Secretary HEW

Agreements and grants limited to 7 calendar years after year of enactment.

Special consideration to be given to reasonable assurance of veteran preference, especially Vietnam veterans.

Subchapter I

#5071 and 5074 To assist in the establishment of not more than 8 geographically dispersed, new State medical schools at primarily State-supported colleges or universities located in proximity to and operated in conjunction with VA medical facilities.

#5072 \$25 million per year for 7 fiscal years to make grants pursuant to #5073. Sums shall remain available until the end of the sixth fiscal year following the fiscal year for which they are appropriated.

#5073 (a) (1) Lease land, buildings, and structures to new school as necessary.

(2) Extension, alteration, remodeling, improvement, and repair of buildings and structures to be leased to the extent necessary to make them suitable as medical school facilities.

(3) Grants to pay faculty salaries (90% 1st year; 90% 2nd year; 90% 3rd year; 80% 4th year; 70% 5th year; 60% 6th year; 50% 7th year)

(b) (1) Must have adequate financial support, maintain mutually beneficial arrangements and meet accreditation standards of a body approved by Commissioner of Education.

Subchapter II

#5081 Grants to affiliated medical schools to expand and improve their training capacity and cooperate with other health manpower training.

#5082 \$50 million per year (six-year money)

#5083 (a) Grants for construction must have building on V.A. land

(b) Grants for programs to improve medical education and increase medical student enrollment and must be supplemented by other funds, Federal or private.

Subchapter III

#5091 Grants to assist in establishment of cooperative arrangements between schools and hospitals affiliated with V.A. to coordinate, improve, and expand training of professional and allied health manpower; to develop and evaluate new health careers, interdisciplinary approaches, and career advancement opportunities to improve and expand allied and other health manpower utilization.

#5093 Grant to carry out through V.A. (with which affiliation is effected) programs to improve education or increase number of students.

Subchapter IV

Remodel and equip V.A. buildings for health manpower education and training purposes and support of V.A. projects to develop or improve education methods which may reduce period of required training (Sums not to exceed 30% of \$ in #5082).

Chapter 73

Subchapter II

Regional Medical Education Centers at V.A. hospitals, geographically dispersed.

-Provide in-residence continuing health education and manpower utilization demonstrations.

-Assign V.A. personnel and contract non-V.A. lecturers.

ATTACHMENT B

REPORT OF DR. LEMAISTRE'S POSITION TO THE REGENTAL-ADMINISTRATIVE COMMITTEE REGARDING POSSIBLE AFFILIATIONS WITH FACILITIES IN TEMPLE, TEXAS, RELATED TO HOUSE JOINT RESOLUTION 748 OF THE FEDERAL CONGRESS

SUMMARY

RECOMMENDATION I

Assumption: (1) House Joint Resolution 748 is not passed.
(2) Coordinating Board and Legislature enthusiasm for a new allied health science program at Temple.

Recommendation: That the Board of Regents authorize System Administration to request in the 1972-1973 Legislative appropriation a line item appropriation which would allow the establishment of a Clinical Medical Education Center at Temple, Texas, affiliated with the Veterans Administration Hospital, the Scott and White Hospital and Clinic and such other clinical and academic resources as may be available and appropriate to provide clinical training to health sciences students of The University of Texas System; and that the Coordinating Board, Texas College and University System be notified of this intent and their approval requested.

RECOMMENDATION II

Assumption: (1) Passage, funding of House Joint Resolution 748, and the release of funds by the Office of Management and Budget. (2) Coordinating Board and Legislative enthusiasm for a new, "innovative" medical school.

Recommendation: Board of Regents Resolution as follows:

Whereas, in anticipation of final passage of House Joint Resolution 748, its enactment into law and the availability of funds under its provisions

Whereas, the Coordinating Board, Texas College and University System, has been designated by the Texas Legislature to evaluate proposals for funding under House Joint Resolution 748, and

Whereas, a shortage of primary care physicians continues to exist in Texas,

The Board of Regents instructs the System Administration to develop for its consideration a new, innovative medical education program designed to yield primary care physicians in the shortest time possible without sacrifice of academic quality, said program to utilize the academic resources of The University of Texas at Austin and the proposed Clinical Medical Education Center in Temple and, as necessary, other clinical centers available to The University of Texas System.



THE UNIVERSITY OF TEXAS SYSTEM

Office of the Chancellor

601 COLORADO STREET, AUSTIN, TEXAS 78701

November 28, 1972

Dr. Bevington Reed, Commissioner
Coordinating Board, Texas College and
University System
Post Office Box 12788, Capitol Station
Austin, Texas 78711

Dear Dr. Reed:

Thank you again for your letter of October 27, 1972, concerning the passage of HJR 748 by the United States Congress and its signing by the President. In my letter to you dated November 13, 1972, I indicated our continuing interest in being designated by the Coordinating Board as the participating agency. The purpose of this letter is to answer the second question in your October 27, 1972, letter, "How The University of Texas System at the moment would plan to operate such a facility should the Federal government contract with this State and should The University of Texas be selected?"

Since the Coordinating Board has established an Advisory Committee on Medical Education, almost certainly this Committee will consider whether or not additional medical school (s) are needed in Texas and, if so, how long-range funding might be provided. Should the Board determine that an additional school is needed, we are interested in establishing a medical school under the auspices of The University of Texas at Austin which would carry out its instructional program at Austin, in Temple, and which would utilize clinical facilities in Temple and elsewhere in Texas.

This plan for the school is based upon current information and clearly might need to be changed as additional information is developed. The plan is based also upon a careful analysis of the current resources available for medical education, and those which might become available through renovation and conversion of the Veterans Administration facilities and other clinical facilities in the Temple area, and in facilities of The University of Texas at Austin and the existing medical schools of The University of Texas System.

If The University of Texas System is selected by the Coordinating Board, and if the Federal legislation is funded; we propose to plan the new medical school for an initial class of approximately fifty students, expanding as rapidly as feasible to a total entering class of one hundred students. Approximately one-half of the total class would be recruited from The University of Texas at Austin and the remainder from other colleges around the State. In addition, we would increase the utilization of the Veterans Administration and other clinical facilities in Temple, through a rotation of additional students from one or more of The University of Texas medical schools and other health professions programs through the Temple facilities. Thus, while the incorporation of the Temple Veterans Administration and other clinical facilities would permit expansion of entering medical students by one hundred, it will also result in an increase in other health professions students, including dental, nursing, and allied health students from several University of Texas System institutions.

There are substantial reasons for establishing the medical school administration under the auspices of The University of Texas at Austin rather than as a separate operation. It is generally accepted that medical education is professional education of graduate school level; it is a university function and should be located upon a university campus where there is a strong graduate program in the sciences, humanities, and arts. A medical school with its teaching and research responsibilities requires the stimulation, the knowledge and the technical know-how which should be available in the basic university departments, such as chemistry, physics, biology, mathematics, and the social sciences. In turn, the medical school can contribute significant strength, resources, and stimulation to the basic university departments. There are some economies which may be realized if a medical school development occurs upon a university campus. Library holdings which need not be duplicated is one example, and there are others.

While it is true that our existing medical schools are not located upon university campuses and that they are schools of unusual strength; the existence of such schools does not negate the general conclusion, that ideally medical schools should be upon a university campus, and that it is not desirable to start new schools off the campus. To achieve equivalent strength, an off-campus medical school will require relatively more staff and other resources than an on-campus school; the beneficial mutual impact of the university and the medical school will be lost.

A survey of Health Professions Education at The University of Texas at Austin was made in the fall of 1971 by Dr. Edmund D. Pellegrino, Vice President for the Health Sciences, State University of New York at

Stony Brook. In a report of that study dated November 2, 1971, Dr. Pellegrino stated: "Austin is already deeply involved in premedical education. By working with the school at San Antonio and others in the Texas System, some new ideas might be introduced. For example, Austin might undertake the basic sciences preparation of medical students and provide clinical correlation through its clinical resources on campus and in town. It could carry a student through his introductory clinical work, and he could then transfer to one of The University of Texas System schools for a final year or year-and-a-half before receiving the medical degree. In this way, the capacity of the System for medical education would be enhanced without building a new plant and establishing a totally new faculty. Enrichment of the basic sciences and the enlargement of the clinical faculty component at Austin would be required, but this would not be as expensive to establish or to operate as a new medical school."

The University of Texas at Austin has prepared a significant proportion of all Texas residents entering all medical schools for a number of years. Unfortunately, many well qualified applicants have not been able to find places. During the two most recent complete years the following numbers have applied to UT schools, been offered places in these schools and been enrolled in the four UT schools:

	<u>Total Applying</u>	<u>Total Offered Places</u>	<u>Total Enrolled</u>
1970-71	257	127	113
1971-72	342	153	128

As of November 1, 1972, there were already 266 applicants from UT Austin for admission in summer or fall, 1973, to The University of Texas Medical Schools.

The cost of a new medical school would be substantial. A preliminary estimate has been provided by Richard F. Timmer, Ph.D., M.D., Associate Dean of The University of Texas Medical Branch at Galveston. For simplicity's sake, these estimates are based on having the two pre-clinical years at Austin and two clinical years at Temple. The actual curriculum, however, will probably be integrated with some basic science being carried on at Temple and with clinical experience being integrated with that of other UT Medical Schools in the State as well as in Temple. The actual costs will, of course, depend upon exactly how much and how many of the existing courses and facilities and faculty can be utilized for the medical school.

The pre-clinical program (Table 1) is estimated to cost \$1,700,000 in facilities construction and \$1,700,000 per year for 25 - 50 students in

each class. For 100 students, the facilities construction is estimated at \$2,800,000 and the annual operating costs at \$2,775,000 per year.

The clinical costs at Temple (Table 2) would include initially \$1,000,000 for facilities and \$1,900,000 per year for classes for 25 - 50 students. Estimates for a class of one hundred approximate \$2,500,000 to \$3,500,000 per year for initial facilities and annual operating expenses.

You may or may not be aware that The University of Texas Medical Branch at Galveston is already rotating students through clinical facilities, including those of Veterans Administration in Temple. An increased number of medical students will begin rotation in January, 1973. Significant additional increases in the education of health professions students will occur as a result of the recent award of an Area Health Education Center grant between the Galveston Medical Branch and Temple institutions. It provides support for medical, nursing, and allied health students, and for continuing education for all three in Temple, as well as the Rio Grande Valley and Laredo.

As you indicated in the last paragraph of your letter, the details of the operation of such a facility cannot be spelled out in accurate detail at this point. A shift to State support is intended in the legislation as authorized, although continued Veterans Administration support beyond the period covered by the present Federal legislation is possible.

If more specific details are desired by the Coordinating Board for the purposes of its deliberation or by the Advisory Committee to the Board, we would be pleased to submit them.

Thank you again for the opportunity.

Sincerely,



Charles A. LeMaistre, M.D.
Chancellor

CAL/mjs

xc: Members of the Board of Regents
Miss Betty Anne Thedford
Mr. E. D. Walker
Dr. W. H. Knisely
Dr. Kenneth Ashworth
Dr. Stephen Spurr

Table 1

<u>Kind of Unit</u>	<u>Number of Students</u>	<u>Elements</u>	<u>COSTS</u>	
			<u>Single (Construction)</u>	<u>Annual Operating</u>
Basic Science Instruction (2 years) with clinical relevance	25-50	Lecture Space	Available (?)	
		Wet Lab Space	Partially available	
		Faculty, 30 FTE (d)	Must build space	\$ 1.5M (b)
			\$ 1.5M (a)	
		Equipment (including self-inst.)	\$200,000 (c)	
		Library		\$50,000
		Support Personnel (Business Office Purchases, etc.)		\$150,000
		<u>\$ 1.7M</u>	<u>\$ 1.7M</u>	
Basic Science Instruction (2 years) with clinical relevance	100	Lecture Space	Must acquire or build	
		Wet Lab Space	Must build space	
		Faculty, 50 FTE (d)	Must build space	\$ 2.5M (b)
			\$ 2.5M (a)	
		Equipment (including self-inst.)	\$300,000 (c)	
		Library		\$ 75,000
		Support Personnel (Business Office Purchases, etc.)		\$200,000
		<u>\$ 2.8M</u>	<u>\$ 2.775M</u>	

(a) Based on construction costs of 30,000 gross sq. ft. at \$50/sq. ft.

(b) Based on each member or FTE at \$50,000 (includes secretarial and technical personnel, physical plant operations).

(c) Student teaching equipment.

(d) Based on ratio of one faculty per 12 students in six or seven major disciplines.

SUMMARY TABLE

Table 2

ELEMENTS FOR MEDICAL EDUCATION

Kind of Medical Unit	Number of Medical Students	Temple		The University of Texas System		
		Potential Funding*	Facilities	Elements	Estimated Cost	
					Single	Annual
Clinical Affiliate	25**		Patient care at VA & Scott and White	Medical Education Office (1-2)		\$ 50,000
Clinical Education School	25-50	(\$.75M)	Patient care at VA & Scott and White Base at VA & Scott and White Base at VA & Scott and White	Clinical Faculty (24-36)		\$ 1.5M
		(\$.50M)		Equipment	\$1.0M	
		\$125,000		Library		\$250,000
		\$ 75,000		Self Instruction, TV, Computer		150,000
		<u>(\$ 1.45M)</u>				<u>\$1.0M</u>
Four-Year School	25-50	(\$.75M)	Remodel at VA Patient care at VA & Scott and White Base at VA & Scott and White Base at VA & Scott and White	Basic Science Faculty (24-36)		\$ 1.5M
		(\$.75M)		Equipment	\$1.5M	
		(\$.75M)		Clinical Science Faculty (24-36)		\$ 1.5M
		(\$.50M)		Equipment	\$1.0M	
		(\$175,000)		Library		\$350,000
		(\$ 75,000)		Self Instruction, TV, Computer		\$150,000
		<u>(\$ 3.00M)</u>				<u>\$2.5M</u>

* Either by Teague Bill or other VA sources

** Elective Clerkship only

STATEMENT BY CHAIRMAN OF THE COORDINATING BOARD
TO THE ADVISORY COMMITTEE AND TASK FORCE ON MEDICAL EDUCATION

Joe C. Thompson Conference Center
Austin, Texas

January 31, 1973

As chairman of the Coordinating Board may I express to each of you our appreciation for your willingness to help the Coordinating Board in considering the matter of medical education for the State of Texas.

We are asking you to undertake a difficult task for which there are no easy answers. The way you go about these tasks will affect not only the persons who wish to study in the field of medicine but also will affect the lives of Texas residents and the course of this state for the next two decades. Such a group may not be convened for another twenty years.

Before we outline the scope of the task we are asking you to undertake, may I say a word about the two groups that are assembled here today and the reason for these two groups.

The first group -- the group upon which the burden of decisions rests -- is called the Advisory Committee on Medical Education. This group is made up of three medical doctors, three dentists, three doctors of osteopathic medicine, and six distinguished citizens selected from the general public.

Each member of this group was very carefully selected. Each person was named for specific talents, knowledge, and abilities. Each individual will be of great benefit to this group because of his or her own unique interests, insights, experiences, and breadth of information. This Advisory Committee of 15 will ultimately vote and make its recommendations to the Coordinating Board -- and the Board will depend upon those recommendations very heavily.

The second group, entitled Task Force on Medical Education, is made up of representatives from every existing public and private medical school in Texas and from institutions proposing new programs. The purpose of this distinguished Task Force is to identify and provide the kinds of information which will be of assistance to the Advisory Committee in making its recommendations. These persons who are now involved in the medical education of the young people of the state should have a great deal to say about the information that goes into a study of this nature. They also should have some deep insights into the meanings of the various data available.

We believe that these two groups working together can furnish the Coordinating Board answers to two basic questions: "What is the present status of medical education in Texas?" and "What should the State of Texas have in the foreseeable future?"

I cannot assure you that you will be dealing with non-controversial matters -- there will be controversial matters. We do ask you to face all questions, consider all alternatives, and make all decisions based on your careful consideration of the best available information. Your goal is to determine the actions which will be in the best interests of all the citizens of this State. Even if there are those individuals or groups who do not see the wisdom of your decisions, we ask you to let reason and your careful deliberations guide your conclusions.

The Coordinating Board has before it at this time proposals from Texas A&M University to initiate a new medical program jointly with Baylor College of Medicine which involves a new concept in medical education. We also have before us a proposal from North Texas State University to furnish programs in the basic sciences in cooperation with the program of the Texas College of Osteopathic Medicine.

Also, as you may know, the Coordinating Board is charged with the responsibility of contracting for the education of Texas resident students at Baylor College of Medicine, Baylor College of Dentistry, and the Texas College of Osteopathic Medicine -- all private institutions. The State of Texas appropriates funds for these contracts.

The Coordinating Board also is responsible for contracting with federal agencies should a new medical school be established in this state to operate in conjunction with a Veterans Administration hospital in accordance with provisions of federal law.

Because of the significance of these questions, we are today asking you, our Advisory Committee and Task Force on Medical Education, to make a comprehensive study to identify this state's needs in medical education. If we have needs, then we are asking you further to identify ways to meet those needs efficiently and economically. The course of action we choose must be one that Texans can afford to pay for.

Some of the questions we are asking this group to consider are:

First, whether or not the State of Texas needs to offer students additional opportunities to enter medical education;

Second, the desirability of cooperative medical education programs among various institutions;

Third, the level of state financial support for presently authorized programs and health care education;

And fourth, what is it going to cost -- the financial implications of recommended courses.

These questions are not all-inclusive. There are many other questions that will need to be answered. I do not intend to delineate all of them for this distinguished Committee and Task Force.

We would like to suggest a time schedule for your activities which would permit you to make a recommendation to the Coordinating Board no later than its March 2 meeting on the single question: Do we need a new medical school in Texas?

We will not tie you to so rigid a schedule in your considerations of the other questions. I would simply urge you to move in your study and deliberations with as much dispatch as is consistent with the obligations assigned you.

I know you are very busy people, and I know your contribution to our work will take time away from your many other responsibilities and will entail both personal and professional sacrifice. Let me express to you our sincere appreciation for your willingness to give of your time and your professional competency to help solve these perplexing questions which face the State of Texas and its people.

I assure you that the Coordinating Board and its staff are ready to work with you in making this study.



THE UNIVERSITY OF TEXAS SYSTEM

Office of the Chancellor

601 COLORADO STREET, AUSTIN, TEXAS 78701

February 14, 1973

Dr. Bevington Reed, Commissioner
Coordinating Board, Texas College
and University System
P. O. Box 12788, Capitol Station
Austin, Texas 78711

Dear Dr. Reed:

Dr. Thomas Hatfield has, by telephone, invited The University of Texas to make a verbal presentation to the Advisory Committee on Medical Education to the Coordinating Board for Higher Education concerning the informal proposal sent to you on November 28, 1972, for a medical school to be funded under Public Law 92-541. We appreciate this opportunity.

Since submission of the proposal in November, the probable magnitude of reductions in Federal support for teaching, research and patient care in the operation of existing medical schools has become more eminent and more evident. This unanticipated abrupt termination or drastic reduction in operating support threatens not only our present level of operation but jeopardizes the already authorized goal of two hundred entering freshmen at each of our four medical schools. As we will report in our hearing before the Senate Finance Committee on February 21, in direct salary support alone we anticipate the loss of several million dollars in the first year of the biennium and more in the second year. It is therefore necessary for me to state clearly that The University of Texas System places at highest priority the adequate funding of its existing and authorized commitments in medical education.

If in the judgment of the Committee, the Coordinating Board, and the Texas Legislature, Texas will be able to support existing programs and another medical school after the seven years of partial support through the Veterans Administration, then we urgently seek the nomination of the Coordinating Board to carry out the earlier legislative authorization for another University of Texas School of Medicine as indicated in our letter to you.

Dr. Bevington Reed

February 14, 1973

Thus, the initiation of an additional State school of medicine to be supported by Public Law 92-541 is sought by The University of Texas System, but it is considered to be a secondary priority behind the maintenance of the existing numbers and levels of medical education, and the completion of the proposed developments and enrollments of the existing State schools.

Thank you for the opportunity of making the presentation to the Committee. Dr. William Knisely, Vice Chancellor for Health Affairs, and President Stephen H. Spurr will be at the meeting on Saturday, February 17, 1973.

Sincerely yours,

Charles A. LeMaistre
Charles A. LeMaistre, M.D.
Chancellor

CAL:bc

cc: Members of the Board of Regents
Miss Betty Anne Thedford
Mr. E. D. Walker
Dr. W. H. Knisely
Dr. James Wagener
Dr. Stephen Spurr

ATTACHMENT F

I.

RESPONSE OF THE ADVISORY COMMITTEE ON MEDICAL EDUCATION TO
COORDINATING BOARD QUESTIONS OF JANUARY 20, 1973

By action of the Coordinating Board on January 20, 1973, the Advisory Committee on Medical Education was asked to answer two specific questions on medical education and to report to the Coordinating Board before its March 2 meeting.

The two questions were: "Does Texas need more opportunities for medical education? If so, is the need great enough to warrant the establishment of another medical school?"

At a meeting in Austin on February 17, the Advisory Committee unanimously passed the following motion:

"The Advisory Committee on Medical Education wishes to convey to the Coordinating Board its feeling that at this time there is not a need for a new medical school in Texas."

Discussion of the motion, unanimously adopted, emphasized the phrase, at this time, suggesting that further study is necessary to determine the following:

- Whether more medical school places are needed
- Capabilities of present medical schools to take care of a possible need
- Feasibility and costs of various methods of providing additional places
- Alternative strategies for medical education

Two proposals presented at the meeting are under consideration, pending further in-depth study by the Committee. These proposals include one from Texas A&M University and the Baylor College of Medicine for an experimental pre-clinical medical education program involving both institutions. The other proposal, from North Texas State University and the Texas College of Osteopathic Medicine, requests approval of a Department of Basic Health Sciences and a new academic degree program in Basic Health Sciences involving these two institutions.

Also, the committee members indicated a desire to keep Texas' options open in connection with the establishment of a new medical school to be operated cooperatively with a Veterans Administration Hospital, should Public Law 92-541 (H.J.R. 748, 92nd Congress) be funded in the future. The Committee suggested that when (and if) the "Teague Bill" is funded, Texas' opportunity to be considered as one of the participating states be reexamined. The consensus seemed to be that such a connection may be of benefit to the state, should the program be funded.

The Committee did not take any action on the proposal from Texas Woman's University for a College of Medicine, because it had earlier decided there was no need for a new, free-standing medical school at this time.