

18

MATERIAL SUPPORTING THE AGENDA

Volume XVIa

September 1968 - December 1968

This volume contains the Material Supporting the Agenda furnished to each member of the Board of Regents prior to the meetings held on September 20-21, November 1-2, and December 13-14, 1968.

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.



THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM

Material Supporting  
Agenda

Meeting Date: September 20-21, 1968

Meeting No.: 665

Name:

*Official Copy*  
*- also work copy at meeting.*

CALENDAR  
BOARD OF REGENTS  
OF  
THE UNIVERSITY OF TEXAS SYSTEM

September 20-21, 1968

Place: U. T. Austin, Main Building  
Meeting Room: Main Building, Suite 212

Friday, September 20, 1968 -- The Committees will meet in the following order, followed by the Meeting of the Board:

9:00 a. m. Executive Committee  
Academic and Developmental  
Affairs Committee  
Buildings and Grounds Com-  
mittee  
Medical Affairs Committee  
Land and Investment Committee  
Committee of the Whole  
Meeting of the Board

Lunch will be served at noon in Main Building 101.

Telephone Numbers:

Office of the Secretary GR 1-1265

Hotels:  
Commodore Perry GR 6-6461  
Driskill GR 6-3501  
Sheraton Crest Inn GR 8-9611  
Villa Capri GR 6-6171

Airlines:  
Braniff Airlines GR 6-4631  
Trans Texas Airways 478-9585

Taxi GR 2-1111

## **Executive Committee**



## EXECUTIVE COMMITTEE

Date: September 20, 1968  
Time: 9:00 a. m.  
Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

The report of the interim actions taken by mail ballot since July 26, 1968, will be in the Supplementary Agenda Material, together with any items that may be submitted for the consideration of the Executive Committee.

EXECUTIVE COMMITTEE

Supplementary Agenda

Date: September 20-21, 1968  
Time: 9:00 a. m.  
Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

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REPORT OF INTERIM ACTIONS

Below is a report of the interim actions of the Executive Committee that have been taken by mail ballots since the last report of the Committee on July 26, 1968, and that were taken at the meeting of the Special Committee on August 31, 1968:

A. INTERIM ACTIONS APPROVED BY MAIL BALLOTS.

- 1. U. T. El Paso: Award of Contract to Vowell Construction Company for Two Parking Lots and Additional Appropriation Therefor (2-M-68). --A contract was awarded to the low bidder, Vowell Construction Company, El Paso, Texas, in the amount of \$24,750.00 for the construction of two Parking Lots at The University of Texas at El Paso. The location of these Parking Lots will be (1) adjacent to Hudspeth, Worrell, and Miners Hall and (2) adjacent to Seamon Hall, both on The University of Texas at El Paso campus.
- 2. Galveston Medical Branch: Exception to Regents' Rules and Regulations, Part One, Chapter III, Section 31 (Retirement and Modified Service) for Mrs. Blanche M. Jacobs (1-M-68). --Approval was given to the recommendation of President Blocker that Mrs. Blanche M. Jacobs be allowed to continue on a full-time basis for 1968-69 as Housemother (Assistant Social Director) in one of the dormitories at The University of Texas Medical Branch at Galveston. This approval is necessary since Mrs. Jacobs has reached her seventieth birthday.

B. ACTIONS APPROVED BY COMMITTEE.

- 1. U. T. System: 1968-69 Operating Budgets. --The 1968-69 Operating Budgets for The University of Texas System as listed below were approved on August 31, 1968, by the Special Committee to approve the 1968-69 Budgets authorized at the July 1968 meeting of the Board:

- System Offices Including Available University Fund
- The University of Texas at Austin ( Vols. I and II)
- The University of Texas at Arlington
- The University of Texas at El Paso
- The University of Texas Medical Branch at Galveston
- The University of Texas Southwestern Medical at Dallas
- The University of Texas Medical School at San Antonio
- The University of Texas Nursing School (System-Wide)
- The University of Texas Dental Branch at Houston
- The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston
- The University of Texas Graduate School of Biomedical Sciences at Houston
- The University of Texas School of Public Health at Houston

*Chairman Voted  
"No" to respect  
to U T Budget  
I see Sch Budget  
because he does not  
think that the  
minutes for the  
Chair J. Hugh  
Lamar Stone  
Professorships is  
an appropriate one.  
Chairman is  
repeatedly voted  
this way.*

2. 1968-69 Budgets for Physicians Referral Service: Galveston Medical Branch, Dallas Medical School, San Antonio Medical School, and Anderson Hospital. -- The Special Committee authorized to approve the 1968-69 Budgets also approved the Budgets for the Physicians Referral Service of The University of Texas Medical Branch at Galveston, The University of Texas Southwestern Medical School at Dallas, The University of Texas Medical School at San Antonio, and The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston.

It is recommended that the foregoing actions be ratified.

## EXECUTIVE COMMITTEE

### Emergency Items

	<u>Page</u> <u>EXEC</u>
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2. U. T. Austin: Minutes of meeting of the Board of Directors of T. S. P., Inc., June 18, July 9 and 17, 1968 (3-M-68)	16
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1. U. T. Austin, U. T. El Paso, Galveston Medical Branch:  
Amendments to 1967-68 Budgets (14-B-67). -- Below is a  
Xerox copy of Chancellor Ransom's recommendation:

September 16, 1968

MEMORANDUM TO THE EXECUTIVE COMMITTEE

Mr. Bauer, Chairman  
Mr. Ikard  
Mrs. Johnson  
Mr. Josey  
Mr. Kilgore  
Rabbi Olan  
Mr. Peace  
Dr. Ximenes

cc: Mr. Frank C. Erwin, Jr.  
Chairman  
Board of Regents

Attached is the thirteenth interim report relating to the 1967-68 budgets that under Rule 2 require regental approval. Amendments are requested for the following component institutions with the justifications supplied by the institutional head concerned:

U.T. AUSTIN

129. Auxiliary Enterprises - Intercollegiate Athletics (Transfer from Intercollegiate Athletics Balance)
130. Auxiliary Enterprises - Parking and Traffic (Transfer from Parking and Traffic Balance)

U.T. EL PASO

21. Extension Service (Transfer from Unappropriated Balance)

GALVESTON MEDICAL BRANCH

41. Capital Improvements, including Equipment (Transfer from Unappropriated Balance)

I recommend approval.



Harry Ransom  
Chancellor

HR:bp

OFFICE OF THE CHANCELLOR  
THE UNIVERSITY OF TEXAS SYSTEM  
Austin, Texas

September 16, 1968

MEMORANDUM TO THE EXECUTIVE COMMITTEE

Mr. Bauer, Chairman  
Mr. Ikard  
Mrs. Johnson  
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U.T. EL PASO

21. Extension Service (Transfer from Unappropriated Balance)

GALVESTON MEDICAL BRANCH

41. Capital Improvements, including Equipment (Transfer from Unappropriated Balance)

I recommend approval.



Harry Ransom  
Chancellor

HR:bp

THE UNIVERSITY OF TEXAS AT AUSTIN  
 AMENDMENTS TO 1967-68 BUDGET  
 Source of Funds - Departmental Appropriations  
 (Unless Otherwise Specified)

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
129.	Auxiliary Enterprises - Intercollegiate Ath- letics			
	Transfer of Funds	From: Unappropriated Balance - Intercolle- giate Athletics (via Estimated Income)	To: Intercollegiate Athletics - Other Expenses	
	Amount of Transfer	\$ 20,000	\$ 20,000	---
130.	Auxiliary Enterprises - Parking & Traffic			
	Transfer of Funds	From: Unappropriated Balance - Parking and Traffic (via Estimated Income)	To: Parking and Traffic - Salaries           \$ 6,000 Wages <u>1,700</u>	
	Amount of Transfer	\$ 7,700	<u>\$ 7,700</u>	---



THE UNIVERSITY OF TEXAS AT EL PASO  
 AMENDMENTS TO 1967-68 BUDGET  
 Source of Funds - Departmental Appropriations  
 (Unless Otherwise Specified)

<u>Item No.</u>	<u>Explanation</u>	<u>Present Status</u>	<u>Proposed Status</u>	<u>Effective Dates</u>
21.	Extension Service Transfer of Funds	From: Unappropriated Balance via Estimated Extension Service Fees Income	To: Extension Service Maintenance and Opera- tion	
	Amount of Transfer	\$ 3,000	\$ 3,000	---

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON  
 AMENDMENTS TO 1967-68 BUDGET  
 Source of Funds - Departmental Appropriations  
 (Unless Otherwise Specified)

Item No.	Explanation	Present Status	Proposed Status	Effective Dates
41.	Capital Improvements, including Equipment Transfer of Funds	From: Unappropriated Balance - General Funds	To: Capital Improve- ments, including Equipment: 1. Ambulance Emergen- cy Entrance, Serv- ice Road, Surface Drainage System, and Landscaping \$175,000 2. Water Main to John Sealy Hospital 25,000 3. Equipment Replace- ment - Hospitals 250,000 4. Laborer Building - Additional Appro- priation 15,000 5. Library Acquisi- tions 50,000 6. Educational Tele- vision Equipment 190,000 7. Medical Records Library Micro- filming 50,000 8. Remodel Unit D - Vocational Rehabil- itation 50,000	
	Amount of Transfer	\$805,000		<u>\$805,000</u>

EXCERPTS FROM BUDGET RULES AND PROCEDURES

Budget Rules and Procedures Item 2. (1) reads as follows:

"A salary rate increase of \$1,000 or more to an individual requires the approval of the Chancellor and the Board of Regents; provided, however, a salary rate increase resulting from an appointment to another classification or to a position involving new and different duties is subject to the approval of the Chancellor, and subsequent reporting to the Board of Regents through the Docket."

Item 5 provides that:

**EFFECTIVE DATE OF APPOINTMENTS AND SALARY INCREASES.**

- a. The effective date of an appointment is the date on which the individual is first to perform service for the institution under that appointment.
- b. The original appointment during a fiscal year of a person not in a budget for that year or not under an existing appointment for that year can relate back to the first performance of duties during the fiscal year although such person may have been employed in a previous fiscal year and although an increased salary rate for the same classification or position is involved.
- c. A salary rate increase resulting from an appointment to another classification or to a position involving new and different duties can be made effective to the time of the first performance of duties under the new appointment.
- d. Any increase in an approved salary rate for the current fiscal year without a change in classification or position cannot become effective prior to the first day of the month in which the required final approval of the rate change is obtained.

Effective dates of salary increases are controlled under the provisions quoted above.

THE UNIVERSITY OF TEXAS AT AUSTIN  
 AMENDMENTS TO 1967-68 BUDGET  
 ITEM EXPLANATION AND JUSTIFICATION

The following statements justifying and explaining the recommended amendments to the budget were furnished to Dr. Hackerman by the appropriate administrative officials as indicated. Dr. Hackerman concurs in these recommendations.

129. Auxiliary Enterprises - Intercollegiate Athletics (Transfer from Unappropriated Balance - Intercollegiate Athletics). Business Manager Lundstedt submits the following statement:

"...with regard to income for 1967-68:

"In my estimated income for 1967-68, receipts for football were estimated at \$900,000.00. As of the present time, our actual income figure is approximately \$928,000.00. The additional \$28,000.00 is made up of \$4,000.00 income for the ten (10) football games, an additional \$7,000.00 for the Southwest Conference pro rata share of Bowl games and television receipts, and \$17,000.00 additional income for broadcasting and television.

"Our estimated income from student and faculty activity fees was \$312,925.00. While the final distribution of these fees has not been made at this time, we have an excess of \$12,411.15.

"Our budget estimate on football program sales was \$35,000.00 and our actual income was approximately \$39,000.00, for an excess of \$4,000.00.

"Our estimated income for field concessions was \$35,000.00 and for the first time in three years, our income was above the estimate and was approximately \$38,000.00."

Athletics Council Chairman Thompson submits:

"...the following information substantiating our need for additional funds to cover the expenses of 1967-68.

"Basketball: At the time we prepared the 1967-68 budget, we anticipated an increase of \$3,000 for basketball maintenance. We have now determined that travel costs alone exceeded this figure by \$4,000. Our team made a long trip to New York City, Salt Lake City, and Denver and another to Portland, Oregon. The costs of these two trips far exceeded the original estimates of these trips.

"Baseball: The expenses incurred by our participation in the NCAA championship play-offs in Austin and in Omaha, Nebraska, at the end of our regular baseball season can never be included in our budgeted figures, since participation is a result of a successful season. These expenses amounted to \$5,276.11.

"Scholarships: At the time we submitted our budget, increases were expected in room and food costs at the dormitory. In turn the out-of-dorm scholarship value was also increased. We did not anticipate that the arrangement we had with Hemphills Bookstore for the purchase of textbooks by our athletes would terminate. The new arrangement we now have with the University Co-Op has resulted in an increase of \$6,000 in the cost of the books used by our scholarship athletes.

"Travel (Recruiting): In estimating our recruiting costs, we anticipated an increase of \$5,000. On the basis of an increase in football recruiting of about \$2,000, this figure would seem adequate. The Southwest Conference allowed an increase in the amount that could be spent on the entertaining of prospective student-athletes visiting our campus. The number of football, baseball, and basketball prospects visiting the campus was larger than in past years. Hence, our cost for entertaining rose from approximately \$9,000 to \$15,000.

THE UNIVERSITY OF TEXAS AT AUSTIN  
 AMENDMENTS TO 1967-68 BUDGET  
 ITEM EXPLANATION AND JUSTIFICATION  
 (continued)

"The coaching staffs in both basketball and baseball were changed and increased. We now have three basketball coaches who travel extensively both in and out of the State. Our basketball recruiting in the past was minimal. For example, the cost in 1966-67 of \$3,700 increased in 1967-68 to approximately \$10,000. In baseball we now have two coaches who also find that recruiting demands extensive traveling in order to recruit prospective student-athletes; whereas in the past the baseball coach was in the unique position of being able to obtain information on prospects from major league scouts. The travel item in baseball increased from \$588 last year to nearly \$4,000.

"We have determined that \$20,000 is needed to cover the increase in the expenses as outlined above. Some of the budgeted items were not exceeded; therefore only the net increase is being requested."

130. Auxiliary Enterprises - Parking and Traffic (Transfer from Unappropriated Balance - Parking and Traffic). Vice-President Colvin submits the following statement:

"Parking and Traffic income was estimated in the original budget for 1967-68 at \$104,000. The excess of actual income over estimated income for 1967-68 is \$28,036.93:

"It is requested that estimated income be increased and budgeted expenditures be increased as follows:

"Parking & Traffic Salaries \$6,000.00 to provide for salary increases previously approved.

"Parking & Traffic Wages \$1,700.00 to provide funds for wages paid from this account because more hourly work has been required for this activity than was anticipated."

THE UNIVERSITY OF TEXAS AT EL PASO  
AMENDMENTS TO 1967-68 BUDGET  
ITEM EXPLANATION AND JUSTIFICATION

Dr. Leech presents the following statement in support of the recommended budget amendment:

21. Extension Services (Transfer from Unappropriated Balance via Estimated Extension Services Fees Income).

"This is a request to increase the Estimated Extension Service Fees Income in the amount of \$3,000.00 and also increase the Extension Service - Maintenance and Operation appropriation by the same amount. After this change the Extension Service - Maintenance and Operation will not exceed the realized income. The Extension Service is completely self-supporting."

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON  
 AMENDMENTS TO 1967-68 BUDGET  
 ITEM EXPLANATION AND JUSTIFICATION

Dr. Blocker presents the following statements in support of the recommended budget amendments:

41. Capital Improvements, including Equipment (Transfer from Unappropriated Balance).

"1. Ambulance Emergency Entrance, Service Road, Surface Drainage System and Landscaping (\$175,000.00)

With the completion of Strand Avenue, a four-lane thoroughfare, from 12th Street to 4th Street, our ambulance emergency entrance has been cut off from the main stream of traffic and forced all ambulance traffic through the heart of the campus. Avenue A, which was constructed by the City of Galveston many years ago and deeded to the Medical Branch after the completion of Strand Avenue, has deteriorated until it is not safe for traffic and should be removed. Strand Avenue was raised during construction some three to four feet above the Medical Branch property causing serious drainage problems during heavy rain storms. Storm sewers were installed across Strand Avenue for the Medical Branch to connect a surface drainage system. A new Service Road to take care of ambulances, delivery vehicles, Medical Branch Physical Plant vehicles and campus traffic should be constructed from 12th Street to 6th Street. What used to be the back side of our campus and hardly ever seen by the public, since it backed up to the wharves, has now become another "front door" to the Medical Branch. A new Yacht Basin and Motor Hotel has been completed and a new shopping center is under construction which faces the back side of the campus and an effort should be made to landscape and "dress-up" a now extremely "eye-sore" situation.

"2. Water Main to John Sealy Hospital (\$25,000.00)

The eight inch water main now serving John Sealy Hospital is over fourteen years old and is located under two major buildings leading to the hospital. With the age of this water main and with salt water conditions in the soil, this line must be replaced and re-routed before an emergency occurs. It is proposed that the new water main be removed from under permanent buildings and routed in an open area for easy access.

"3. Equipment Replacement - Hospitals (\$250,000.00)

The equipment in John Sealy Hospital has been in operation since 1954 without any significant upgrading or replacement during these many years of service. This request is not for new equipment but for the beginning of a replacement program to modernize those facilities which have become obsolete and deteriorated beyond economical repair.

"4. Laborer Building - Additional Appropriation (\$ 15,000.00)

An initial appropriation of \$40,000 was made for the replacement of an Army Surplus Building used by our Grounds Maintenance Department. Increased construction costs will not permit us to replace this facility as originally estimated.

"5. Library Acquisitions (\$ 50,000.00)

With the funds available for the construction of a new Library, it is necessary for us to begin increasing our Library acquisitions with books, periodicals and journals. Acquisition costs have increased so rapidly within the past two years that we have not been able to purchase many of the new materials now available for instruction. Also, the School of Allied Health Sciences has placed an additional requirement for new materials.

THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON  
AMENDMENTS TO 1967-68 BUDGET  
ITEM EXPLANATION AND JUSTIFICATION  
(continued)

"6. Educational Television Equipment (\$190,000.00)

This equipment is to be used to build and maintain a facility to meet the needs and desires of the present faculty and staff which extends throughout the State and Region. For the present, local needs are more important. These include the existing Physical Plant with three new buildings to be completed by 1970. It also includes the existing departments with an estimated full use of television in the newly formed School of Allied Health Sciences with the potential use of the same facilities in the Regional Medicine Program. Items of equipment required are as follows: Color View Finder Cameras, Zoom Lenses, Seitcher Fader, Pulse Generator, Microwave Transmitter, Film Chain with Color Camera, Tape Recorders, Color Conversion Kits, Monitors and other Television Compatible Units and Auxiliary Equipment.

"7. Medical Records Library Microfilming (\$ 50,000.00)

This is an on-going program to microfilm approximately 300,000 patient medical records to eliminate storage, and provide easy access and flexibility of use of these records.

"8. Remodel Unit D - Vocational Rehabilitation (\$ 50,000.00)

This is a project approved by the Board of Regents to convert the Faculty Housing and Dining Facility into a Vocational Rehabilitation Evaluation, Adjustment and Training Unit. This appropriation represents the Matching Funds required of the Medical Branch."



2. U. T. Austin: Minutes of Meeting of the Board of Directors of Directors of T. S. P., Inc., June 18, July 9 and 17, 1968 (3-M-68). --Below is a Xerox copy of Chancellor Ransom's recommendation:

September 16, 1968

MEMORANDUM TO THE EXECUTIVE COMMITTEE

Mr. Bauer, Chairman  
Mr. Ikard  
Mrs. Johnson  
Mr. Josey  
Mr. Kilgore  
Rabbi Olan  
Mr. Peace  
Dr. Ximenes

cc: Mr. Frank C. Erwin, Jr.  
Chairman  
Board of Regents

Enclosed are copies of the minutes of the meetings of the Board of Directors of Texas Student Publications, Inc. for June 18, 1968, July 9, 1968, and July 17, 1968.

Following are the proposed actions of the TSP Board which require approval of the Board of Regents:

Meeting of June 18, 1968

1. The 1968-69 Budget referred to in this set of Minutes as Appendix A was presented to the Board along with the other budgets and was approved on August 31, 1968.
2. Award contract for studio photography for the 1969 Cactus to Root Photographers, Chicago, Ill., whose bid was 40¢ per original print and 25¢ for each duplicate. Other bids ranged from 55¢ to \$2.00 for prints. Total amount of studio photography for the 1969 Cactus is expected to cost about \$4,300.
3. Amend contract with the Steck Company for printing of the 1968-69 Student Directory to include \$995. extra charge for preparing copy from electronic data processing. Total base contract price will now be \$12,016. for 13,000 directories. The new procedure will save TSP about \$400. for the cost of alphabetizing and will allow directories to come out one week earlier. It will also make available specialized lists of students at a nominal fee.
4. Amend the 1967-68 General Overhead budget by transferring \$864. from salaries to wages because two salaried positions were not filled at authorized rate all year. (See page 3 of minutes attached.) Some hourly paid employees will be used, and the total of salaries and wages remains the same.
5. Amend the 1967-68 Summer Texan budget by increasing Wages by \$600., Maintenance and Operations by \$130. and Travel by \$50. Unallocated Account (Net Income) will then decrease by \$780. to \$5,204. (See page 3 of minutes attached.)

Meeting of July 9, 1968

No action required; Minutes submitted for information.

Meeting of July 17, 1968

No action required; Minutes submitted for information. The Administration's recommendation with regard to the method by which the Editor of The Daily Texan is to be chosen has been submitted as an Agenda item for the September 20-21, 1968 meeting.

Dr. Hackerman recommends approval, and I concur with his recommendation.

  
Harry Ransom

Minutes  
 Meeting of the Board of Directors  
 Texas Student Publications, Inc.  
 Tuesday, June 18, 1968

VOTING MEMBERS PRESENT: Tom Kavoussi, Olin Hinkle, Charles Clark, Norris Davis, Charles Bonjean, Mike Hoffman, Bob Thompson.

VOTING MEMBERS ABSENT: Donna Englander and Stan McLelland, both out of town.

NON-VOTING MEMBERS PRESENT: Bob Hilburn, Loyd Edmonds, Merry Clark, Leslie Donovan, John Stalmach.

NON-VOTING MEMBERS ABSENT: John Smith, James Ayres, Karolyn Karr, Annette Bingham.

VISITORS PRESENT: Salley Reynolds, Karen Elliott, Texan reporter.

Vice Chairman Olin Hinkle called the meeting to order at 2:00 P.M. in Journalism Building 305.

ELECTION OF BOARD CHAIRMAN: Hinkle told the Board that Lloyd Doggett, Board Chairman for 1967-68 had been succeeded on the TSP Board by Tom Kavoussi, new student President, and that it was necessary for the Board to select a new Chairman.

MOTION: Hoffman moved, seconded by Thompson, that Tom Kavoussi be elected Chairman of the TSP Board. There were no further nominations and Kavoussi was elected by acclamation.

Kavoussi took the chair and expressed his thanks to the TSP Board for electing him Chairman.

APPROVAL OF MINUTES OF MAY 6, 1968: The Minutes of the Meeting of May 6, 1968 were approved as distributed.

REPORT FROM THE TSP EXECUTIVE COMMITTEE: Hinkle, Executive Committee Chairman, called the attention of the Board Members to dittoed reports on appointments, salaries and wages which had been distributed previously.

TSP EXECUTIVE COMMITTEE REPORT

- (1) The following appointment and wages were approved by the Executive Committee May 17, 1968:

Riata

POSITION	NAME	WAGES
Art Editor	Jim Franklin	\$ 10. per issue

Two additional certificate awards were approved by the Executive Committee May 14, 1968:

The Daily Texan

Peter Heyne  
 Annette Bingham

- (2) The following salaries were approved on June 13, 1968 to be effective September 1, 1968:

	1967-68	1968-69
<u>The Daily Texan</u>		
Editor	\$ 175. per month	\$ 200.
Managing Editor	165. per month	180.
Editorial staff	15,500. total for 9 months	16,000.
<u>Ranger</u>		
Editor	\$ 75. per issue	Same
Editorial Staff	875. (\$125. per issue)	Same

Cactus			
Editor	\$	125. per month (10 months)	\$ 150.
Associate Editor		90. per month (9 months)	100
Staff		100. Scholarship Awards to Section Ed.	Same
Riata			
Editor		75. per issue	Same
Editorial Staff		75. per issue	Same
Texas Engineering & Science			
Editor		75. per issue	Same
Staff		125. per issue	Same

(3) The Executive Committee on March 19, 1968, set the salary of the Texan Editorial Manager at \$14,000. and the TSP General Manager at \$14,500. subject to the approval of the Regents.

(4) The following staff appointments and wages were approved on June 18, 1968:

THE SUMMER TEXAN, 1968  
Staff Roster and Wage Schedule

		Wages Per Issue	Total Wages for 22 issues
News Editor	Karen Elliott	\$ 10.	\$ 220.
Associate News Editor	Chris Shively	5.	110.
Assistant News Editor	Lynne Flocke Karen Northcott	5.	110.
Issue Sports Editor	Eddie Spaulding Andy Parsons	8.	176.
Issue Amusements Editor	Mary Ann Teat Olivia Hartman	8.	176.
Make Up Editor	Carolyn Nichols Lenda Delk	10.	220.
Copy Editor (2 per issue)	Jim Morris Jim Bandy Lenda Delk Rick Kilgore	6. each	264.
Editorial Page Asst.		8.	176.
Freshman Edition Ed.		100.	100.
Asst. Freshman Edition Editor		50.	50.
Incentive Pay			<u>148.</u>
Total for 22 issues			\$1,750.

MOTION: Clark moved, seconded by Thompson, that the Executive Committee Reports be accepted. This motion passed by unanimous approval.

REPORT FROM TSP FINANCE COMMITTEE: Clark, Finance Committee Chairman, referred the Board to the dittoed report of the Finance Committee which had been distributed on June 12, 1968. He said that the Finance Committee had purchased \$41,000 worth of US Treasury bills from the proceeds of the sale of stock as reported in the May 6, 1968 Minutes.

The bills were purchased on the recommendation of Mr. Shelton, Director of the UT Investments Office, at a cost price of \$39,837.38 to yield 5.64% interest and to mature on November 14, 1968. Approval for this sale of stock and reinvestment was given by the Regents on November 16, 1967.

Clark also said that the Finance Committee made the following recommendations:

- (1) Award contract for studio photography for the 1969 Cactus to the low bidder, Root Photographers, Chicago, Ill., whose bid is 40¢ per original print and 25¢ each for duplicate prints.
- (2) Amend contract with the Steck Company for the printing of the 1968-69 Student Directory to include \$995. extra charge for preparing copy from electronic data processing. This new procedure will save TSP the cost of alphabetizing some 30,000 cards and will make available specialized lists of students, such as seniors only, at a nominal fee. It is understood that before the lists are advertised or sold the Finance Committee will approve the selling price of the lists and the use to which the lists will be put.
- (3) Amend the 1967-68 Budgets as follows:

## GENERAL OVERHEAD

(page 2 of Budgets as amended Feb. 16, 1968)

	Approved Budget 1967-68	Proposed Amendments
Line 17 Salaries	\$ 40,760	\$ 39,896
18 Wages	3,000	3,864
19 Sub Total	<u>\$ 43,760</u>	<u>\$ 43,760</u>
Line 23 SALARY ROSTER		
32 Office Assistant		
34 _____ (Feb. 3, 1968		Mrs. Jeanie Johnston
thru Aug. 31, 1968-to		(Feb. 8, 1968 thru
be appointed)	2,070.	April 30, 1968)
		\$ 806
		Mrs. Ruth Preuss
		(May 1, 1968 thru
		Aug. 31, 1968)
		1,200
36 Larry Wood	<u>2,350</u>	<u>1,550</u>
41	<u>\$ 40,760</u>	<u>\$ 39,896</u>

## THE SUMMER TEXAN

(page 5 of Budgets as Amended Feb. 16, 1968)

	Approved Budget 1967-68	Proposed Amendments
Line 11 Wages	\$ 12,705	\$ 13,305
15 Maintenance and Operation	3,120	3,250
16 Travel	50	100
18 Unallocated Account (Net Income)	5,984	5,204

- (4) Adopt the TSP Budgets for 1968-69 showing a total net income of \$11,478. (See detailed budgets attached as Appendix A)

Edmonds pointed out several major differences in the 1968-69 Budgets compared with last year's budgets.

- (1) It is assumed that TSP will contribute \$205,000 toward new TSP Building on about January 1, 1969 and that no interest will be earned on that portion of the long range fund after January 1.
- (2) Net income from the printing of Texas Times will be about \$1,000.
- (3) Retirement costs will increase about \$1,850. because six additional employees will become eligible during 1968-69 for participation in the TSP Retirement Plan.
- (4) If approved, TSP will contribute the cost of Blue Cross Hospitalization

insurance for all its full-time employees. This cost will be \$1,760. for the year based on the rate of \$8.15 per month per employee. Each employee may pay extra for coverage of his family.

- (5) At the suggestion of National Educational Advertising Service, the Texan's representative for national advertising, the rate is being increased from \$2.10 to \$2.38 per inch. This will account for about \$4,800 increase in dollar volume.
- (6) Cactus printing cost will be about \$2,000 more than last year because of new contract rate but photography cost will be less because of favorable contract.
- (7) Student Directory cost will be greater because of the use of data processing, but directory will be published earlier.

After further discussion the following motion was made.

MOTION: Clark moved, seconded by Hoffman, that the 4 recommendations made by the Finance Committee be adopted. This motion passed by unanimous approval.

DISCUSSION OF REGENTS CONSIDERATION OF TSP'S PROPOSAL ON APPOINTIVE TEXAN EDITOR: Edmonds told the Board that no written word had been received about the Regents' consideration of TSP's request, but Davis said he, Merry Clark, and Lloyd Doggett were present at the May 31st meeting of the Regents. Davis said Mr. Frank Erwin expressed concern that the students who buy the blanket tax and support The Daily Texan might feel that their vote was taken away. Davis said Mr. Erwin asked the TSP Board to reconsider and possibly propose that the Student Assembly elect the Editor from a group of qualified candidates, certified by the TSP Board. Lloyd Doggett told the Regents that, under the TSP proposed plan, the group appointing the Editor would be made up of only 5 students representing a constituency with the 6 student editors not representing any constituency. Even though Merry Clark and Davis explained to the Regents their reasons for preferring the appointive system, the matter was referred back to the TSP Board for further study and possibly a different proposal.

Kavoussi said he preferred that the TSP Board not take any action during the present meeting, but instead appoint a committee to study the problem and come back to the TSP Board with a recommendation. It was generally agreed that this would be a good approach and the following special committee was appointed: Tom Kavoussi, Chairman, Merry Clark, Bob Thompson, Mike Hoffman, Charles Bonjean as members.

It was agreed that this committee would bring to the Board a proposal at the meeting on Tuesday, July 9, 1968.

DISCUSSION OF RANGER AND RIATA PROBLEMS: Kavoussi said he thought the Ranger was not keeping up with the current thinking of the students and had been consistently losing money for the last few years. He suggested that a study be made to find out what the students want. Bonjean suggested that the new Editor, John Stalmach, be given a chance to show what he can do with the Ranger before a committee studies the problem. It was agreed that the Board would wait until mid-fall to see how the Ranger is doing. The Riata Editor, John Smith, also would be allowed to show what he has in mind for Riata before the Board takes any action on the Riata.

Davis suggested that the members of the magazine advisory committees be invited to a meeting of the Board in the early fall. This could be a meeting with major emphasis on the magazines, at which time ideas could be shared for improving the magazines, and the Board Members could become more familiar with the objectives and plans and problems of the magazines.

DATE FOR NEXT MEETING: It was agreed that the next TSP Board Meeting would be held on July 9. Chuck Clark invited the Board to have a barbeque dinner meeting at his lake house. It was agreed that details would be worked out between Clark and Edmonds, and the Board would be notified.

The meeting adjourned at 3:15 P.M.

3. U. T. Austin: Minutes of Meeting of the Board of Directors of Texas Union, June 24 and July 9, 1968 (4-M-68). --Below is a Xerox copy of Chancellor Ransom's recommendation:

September 16, 1968

MEMORANDUM TO THE EXECUTIVE COMMITTEE

Mr. Bauer, Chairman  
Mr. Ikard  
Mrs. Johnson  
Mr. Josey  
Mr. Kilgore  
Rabbi Olan  
Mr. Peace  
Dr. Ximenes

cc: Mr. Frank C. Erwin, Jr.  
Chairman,  
Board of Regents

The Regents' Rules applicable to the Texas Union activities read in Part Two, Chapter X, Section 9.11, as follows:

"Notwithstanding any other provision of this section, every action of the Board of Directors of the Texas Union, and every action of any committee or subcommittee of such board, is subject to review by the Board of Regents, and the Board of Regents may subsequently approve, reverse, or modify any such action."

Enclosed are copies of the minutes of the meetings of the Board of Directors of the Texas Union for June 24, 1968 and July 9, 1968.

Regarding the June 24, 1968 minutes:

The Board should take no action via receipt of these minutes regarding the remodeling project for the Union. Inasmuch as standard University procedure prescribed for projects of this nature has not been followed, a separate item setting forth the facts, and possibly asking for a waiver of the Regents' Rules in relation to this project, should be forthcoming from U.T. Austin administration for presentation to the Board of Regents.

Regarding the July 9, 1968 minutes, Vice-President Jordan writes that:

"Two items in these minutes call for comment. The action described under the rubric PEACE CORPS REQUEST FOR SPACE was in my judgement the proper one. I do not feel that we should open the Union to any type of recruiting as long as military recruiters are excluded.

"The item labeled STUDENT ASSOCIATION OFFICE does not indicate the cost of the new furniture approved for the office of the Students' Association. It now appears that the Union has obligated itself to the extent of about \$1,000. Carpeting for the Association offices will cost about \$800, and upholstering of furniture presently owned by the Union will run to about \$200."

Dr. Hackerman recommends approval of the actions taken as reflected in the minutes herewith transmitted subject to the above-stated modifications and reservations. I concur with his recommendations.



Harry Ransom  
Chancellor

HR:bp

OFFICE OF THE CHANCELLOR  
THE UNIVERSITY OF TEXAS SYSTEM  
Austin, Texas

September 16, 1968

MEMORANDUM TO THE EXECUTIVE COMMITTEE

Mr. Bauer, Chairman  
Mr. Ikard  
Mrs. Johnson  
Mr. Josey  
Mr. Kilgore  
Rabbi Olan  
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Harry Ransom  
Chancellor

HR:bp

The Texas Union Board of Directors met on Monday, June 24, 1968 at 7:00 P.M. in the Texas Union Board of Director's Room.

MEMBERS PRESENT

Miss Barbara Higley, Mr. Rostam Kavoussi, Mr. Joe Krier, Dr. Bryce Jordan, and Mr. Jack Steele

PROPOSED REMODELING

The Director displayed a proposed remodeling plan for the South portion of the first floor. The desire for increased lounge space, an expanded art exhibit gallery, a separate television lounge, added to a pressing need to wire the area, prompted the recommendation. The plan included the conversion of the lobby into an exhibit area, the removal of several walls to create an open effect, and the division of a women's lounge into both a men's and women's lounge. After some discussion, the Board agreed to the recommendation with hopes of accomplishing the work prior to the fall semester.

EX-BOARD MEMBER BENEFITS

Mr. Joe Krier moved that the Texas Union Courtesy Card privileges be extended to ex-Board of Directors members still in school. Mr. Kavoussi seconded and the motion passed unanimously.

PANHELLENIC UTILIZATION

Mr. Krier requested clarification as to whether or not the Board's earlier approval of panhellenic use of the Texas Union was to be without charge. The Board members indicated their feeling that it was to be with charge.

There being no further business, the Board adjourned at 8:30 P.M.



The Texas Union Board of Directors met on Tuesday, July 9, 1968 at 7:00 P.M. in the Texas Union Board of Directors Room.

#### MEMBERS PRESENT

Miss Barbara Higley, Mr. Rostam Kavoussi, Dr. Bryce Jordan, Dr. James Roach, and Mr. Jack Steele.

#### HOUSING AND FOOD SERVICE

The Chairman, Miss Barbara Higley, brought the meeting to order and introduced Mr. James H. Colvin, Vice President for Business Affairs. A general discussion of the Housing and Food Service operations in the Texas Union was held with Mr. Colvin providing information regarding food operations. The problems of dual operations under one roof was mentioned along with the feasibility of the Union assuming responsibility for all food operations in the building. The relationship of the Tea House and Varsity Cafeteria to the Commons was explained. The problem of ventilation and food odors was noted. A general agreement was reached for each area to keep the other better informed to insure closer cooperation.

#### LAW SCHOOL REQUEST

Dr. Jordan brought to the Board's attention a request from Dean Keeton to Dr. Hackerman that fifty percent of the Texas Union fee collected from the law students each year be given directly to the School of Law for use in its programs. Dr. Jordan pointed out the ramifications of such a return in relationship to the bond resolution and the possible reaction from other schools in the University.

Mr. William Mangold, a law student, presented arguments for the request, pointing out the many activities of the various groups within the School of Law, and their financial needs since the Law School Foundation has found it necessary to reduce its support for the coming year.

The Director informed the Board of the program expenses directly attributed to Townes Hall and other Law School activities. Expenses for Law Day, speakers, new color television set, etc., totaled approximately \$5500 for 1967-68 and were forecast to be in the neighborhood of \$6600 for 1968-69.

In addition, the Board discussed the support of the Law School Snack Bar in the form of one-half of the interest earned annually on the Texas Union Building Fund. Approximately \$2500 annually has been transferred to the Housing and Food Service to underwrite the predicted annual loss for the operation. Since the financial report indicated the loss has not been experienced, Dr. Roach moved that steps be taken to return the interest back to the Union's accounts. Mr. Kavoussi seconded and the motion passed unanimously. The Chairman indicated she would investigate the matter.

The philosophy of the Union's assisting in the uniting of the various segments of the University was discussed in relationship as to whether the approval of Dean Keeton's request would be in conflict with that goal. Mr. Kavoussi stated his view that the granting of such funds would encourage isolation.

The Chairman indicated a desire to seriously consider all the ramifications and requested that a decision be delayed. There was mutual agreement among the members to do so.

#### PEACE CORPS REQUEST FOR SPACE

The Chairman brought up a request of the Peace Corps for interior space in the Union in July of this year. The Board reviewed the policy established in November of 1967. The Board agreed space could

PAGE 2

Minutes of July 9, 1968 meeting, Con't.

be granted only if the Peace Corps was declared a guest of the University.

STUDENT ASSOCIATION OFFICE

Mr. Kavoussi distributed a list of furnishings which he requested for the Students' Association Office. The Director indicated that several pieces could be recovered rather than replaced. Mr. Kavoussi moved the Union furnish the items as agreed upon. Dr. Roach seconded and the motion passed unanimously.

There being no further business, the Board adjourned at 9:50 P.M.

**Academic and Developmental Affairs  
Committee**

ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE

Date: September 20, 1968  
Time: Following the meeting of the Executive Committee  
Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

	<u>Page</u> <u>A &amp; D</u>
1. U. T. System: <u>Chancellor's Docket No. 26</u>	2
2. U. T. Austin: Proposed Creation of a Division of Biological Sciences within the College of Arts and Sciences	2
3. U. T. Austin: Exception to <u>Regents' Rules and Regulations</u> , Part One, Chapter III, Section 31 (Retirement and Modified Service) for Robert H. A. Brandt	2
4. U. T. Austin: Proposed Method for the Selection of the Editor of the <u>Daily Texan</u>	3

1. U. T. SYSTEM: CHANCELLOR'S DOCKET NO. 26. --Ballots as to approval or disapproval of Chancellor's Docket No. 26 are due from the Regents at the close of business on September 17, 1968.

The results of the poll will be distributed at the meeting of the Academic and Developmental Affairs Committee. According to the procedure followed, the docket will be referred to the Committee of the Whole if the poll reflects that any one of the items in the docket is excepted.

2. U. T. AUSTIN: PROPOSED CREATION OF A DIVISION OF BIOLOGICAL SCIENCES WITHIN THE COLLEGE OF ARTS AND SCIENCES. --Below is a Xerox copy of Chancellor Ransom's recommendation:

Chancellor Ransom concurs in President Hackerman's recommendation for the creation of a Division of Biological Sciences within the College of Arts and Sciences, to include initially the Departments of Botany, Microbiology and Zoology and to be headed by a Divisional Chairman who will report to the Dean. Dr. Hackerman's approval carries this note: "Too late to alter 1968-69 budget, and at this point no funds for additional position available. Will try to implement during year-- at least in next budget."

Upon approval by the Board of Regents, the Administration will notify the Coordinating Board of this internal administrative change.

3. U. T. AUSTIN: EXCEPTION TO REGENTS' RULES AND REGULATIONS, PART ONE, CHAPTER III, SECTION 31 (RETIREMENT AND MODIFIED SERVICE) FOR ROBERT H. A. BRANDT. --Below is a Xerox copy of Chancellor Ransom's recommendation:

Chancellor Ransom and President Hackerman concur in the recommendation of Dean Silber and Dr. Hanson, Chairman of the Department of Physics, that an exception to the retirement rule be made in the case of Mr. Robert H. A. Brandt as Scientific Instrument Maker, even though he has passed his seventy-fifth birthday.

Dr. Hackerman states, "Because Mr. Brandt's background and training (in Germany) make him outstandingly qualified for this work, and because such highly trained technicians are in short supply, I recommend that an exception be made and that he be continued on the staff." For these reasons, approval by the Board of Regents is recommended.

4. U. T. AUSTIN: PROPOSED METHOD BY WHICH THE EDITOR OF THE DAILY TEXAN IS TO BE CHOSEN. --Below is a Xerox copy of Chancellor Ransom's recommendation:

Chancellor Ransom concurs in President Hackerman's recommendation with regard to the method by which the editor of the Daily Texan is to be chosen, as set out in his letter of August 22, 1968, which follows:



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

CHANCELLOR'S OFFICE U. OF T.  
Acknowledged \_\_\_\_\_ File \_\_\_\_\_  
RECD AUG 28 1968  
TO \_\_\_\_\_ FOR INFO AND RETURN  
TO \_\_\_\_\_ PLEASE ADVISE ME  
TO Edith PLEASE PHONE \_\_\_\_\_

President

August 22, 1968

Dr. Harry Ransom  
Chancellor  
The University of Texas System

Dear Dr. Ransom:

At the May 31, 1968 meeting of the Board of Regents, the Texas Student Publications Board was asked to reconsider its recommendation with regard to the method by which the editor of the Daily Texan is to be chosen.

This is a persistent problem, as you know. I think its persistence stems from the fact that there is no clear-cut and overwhelmingly acceptable method of producing an editor from the student body. The two polar procedures, one by appointment by the TSP Board and the other by general election by the student body, each have disadvantages. My observation has been that the main thing that is required is a change every once in a while; i.e., after several years of an elected editor, follow with several years of an appointed editor, then several years of an elected editor, and so on.

At this time there are three propositions. One is to continue as we have in the most immediate past, i.e. by general election of candidates qualified by an approved procedure. The second proposal is to have the Texas Student Publications Board appoint the editor from a group of qualified candidates. The third proposition (attached herewith) involves appointment from two or more certified candidates by a so-called "editor selection committee." The committee composition is given in the attachment. My preference out of these three possibilities is for an editor appointed by the Texas Student Publications Board from properly qualified and certified candidates as per the plan presented to the Regents on May 31. If for some reason the Board does not favor this, then I would fall back on the election by the student body from a list of certified candidates.

Sincerely yours,

*Norman Hackerman*  
Norman Hackerman

NH/gb

cc: Dr. Bryce Jordan

*for agenda*  
*NR concurs*  
*with plan of*  
*Pub. Board*  
*8/22/68*



THE UNIVERSITY OF TEXAS AT AUSTIN

OFFICE OF THE PRESIDENT

AUSTIN, TEXAS 78712

*Vice-President for Student Affairs*

August 20, 1968

1. New TSP Board Proposal

Background. This is the proposal submitted in the TSP Board minutes dated July 17. It is in essence the plan devised by Students' Association President Rostam Kavoussi and presented by him to the TSP Board. It is my understanding that, while this plan passed the TSP Board by a vote of 4 for, 1 against, and 1 abstaining, there was some feeling on the Board that it was necessary to pass a plan which would be acceptable to the Board of Regents. It was felt that this plan would satisfy that necessity. (You will recall that the April 17 proposal of the Board, providing for appointment of the editor by the voting members of the Board plus the ex-officio student members, passed by a vote of 5 for and 3 against. The Board of Regents asked the TSP Board to reconsider its recommendation without taking any vote on the April 17 proposal.)

The Proposal. That the Editor of the Daily Texan be selected by an Editor Selection Committee from a group of two or more certified candidates. The Editor Selection Committee would consist of the following:

- (a). One representative elected not earlier than March 15 by and from each college council or school council which is recognized by the Student Assembly.
- (b). One student representative from the voting membership of the TSP Board and one student representative from the non-voting membership of the TSP Board, both elected from the TSP Board not earlier than March 15.
- (c). The Vice President of the Students' Association.
- (d). One Assemblyman-at-large elected by the Student Assembly not earlier than March 15.
- (e). The Managing Editor, ex-officio without vote. Should the Managing Editor be a candidate for Editor, the Board of Directors shall appoint a student staff member of the Texan to fill the vacancy.
- (f). The Editorial Manager of the Texan ex-officio and without vote.
- (g). One Journalism faculty member of the TSP Board of Directors who shall sit ex-officio and without vote, elected by the TSP Board not earlier than March 15.
- (h). The President of the Students Association who shall act as Chairman without vote, except in the instance of a tie.

The plan lays out a number of simple operating procedures for the Editor Selection Committee.

Arguments for the Proposal. Kavoussi's arguments for his proposal run as follows:

1. A few of the college and school councils are effective; this plan would tend to make all of them effective by giving them a reason for being.

2. He will ask the Assembly to set up selection procedures for college and school councils; those councils which do not follow these procedures will not be eligible to participate in the Editor Selection Committee. (As you may know the student councils of the various colleges and schools are chosen by a variety of means.)
3. He contends that professional expertise will be represented on the Editor Selection Committee by the following:
  - A journalism professor (without vote)
  - The Daily Texan's editorial manager (without vote)
  - The Daily Texan's managing editor (without vote)
  - A non-voting member of the TSP Board (probably the editor of the Texan; with vote in this case)
4. He contends that all voting members of the committee would have a constituency to represent, and would thus be moved to act responsibly. (His professed rationale for giving non-voting status to some members of the Committee is that they do not have a constituency.)
5. Under this system, he says, no one knows who the voting members of the Committee are until the last minute (they cannot be elected by their constituencies earlier than March 15). They thus will not be subject to political pressure.
6. He claims that he could control only 3 of the 18 votes in this plan, versus 5 of the 9 votes under the original TSP proposal, which called for appointment of the editor.

Arguments Against the Proposal:

1. The college and school student councils are at this point a very mixed bag. Members of the Arts and Sciences council are appointed by department chairmen; the graduate school has no council; the engineering council consists of representatives of honorary and scientific organizations; the fine arts council is chosen in a popular election; and communications seems not to have one.
2. There is some doubt that the college and school councils can be made effective bodies, and some doubt also that the Students Assembly can force upon the colleges and schools a particular scheme for choosing council members.
3. Despite Kavoussi's claim that the Editor Selection Committee would have adequate professional expertise, only one voting member of the group would come with a background in the field.
4. Of the 15 voting members of the Committee, 14 (the representatives of the college and school councils, the voting student member of the TSP Board, the Vice President of the Students' Association, the Assemblyman-at-Large, and the President of the Students' Association) would in essence be student politicians.
5. No faculty member has a vote under this proposal. This means that the complexion of the Editor Selection Committee would be quite different from the TSP Board, where four faculty members have a vote.



ACADEMIC AND DEVELOPMENTAL AFFAIRS COMMITTEE

Supplementary Agenda

Date: September 20-21, 1968  
Time: Following the meeting of the Executive Committee  
Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

	<u>Page</u> <u>A &amp; D</u>
5. Anderson Hospital: Dual Positions Pursuant to Section 33, Article XVI, Constitution of Texas	Below

- 
5. ANDERSON HOSPITAL: DUAL POSITIONS PURSUANT TO SECTION 33, ARTICLE XVI, CONSTITUTION OF TEXAS. --  
Chancellor Ransom recommends that an appropriate resolution be adopted with respect to the individual listed below in connection with his service on each of the federal boards or commissions opposite his name:

THE UNIVERSITY OF TEXAS  
M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE

<u>Name</u>	<u>Classification</u>	<u>Board or Commission</u>
Emil Frei, III, M.D.	Associate Director (Clinical Research)	Member - Cancer Research Center Review Committee of the National Insti- tutes of Health

# **Buildings & Grounds Committee**

BUILDINGS AND GROUNDS COMMITTEE

Date: September 20, 1968

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

Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

Page  
B & G

U. T. AUSTIN

1. Appropriation for Enlarged Model of Memorial Stadium and Contiguous Areas 2
2. Ratification of Award of Contract to Q. S. Franks Demolishing Company for Demolition of the Old U. S. Post Office Annex 2
3. Ratification of Execution of University East Urban Renewal Disposal Agreement 2
4. Ratification of Award of Contract to B. L. McGee Construction Company for Physics-Mathematics-Astronomy Building and Additional Appropriation Therefor 7
5. Approval of Specifications for Furniture and Furnishings for the Dormitory Academic Complex 8
6. Ratification of Award of Contract to A A Electric Company for Extension of Electrical Distribution, Phase I 8
7. Ratification of Rejection of Bid on Modification and Extension of Steam and Chilled Water Distribution 8

U. T. ARLINGTON

8. Appointment of Engineer for Remodeling and Repair of Old Science Hall 9
9. Approval of Final Plans and Specifications for University Hall and Remodeling of Cooper Center 9

U. T. EL PASO

10. Approval of Inscription on Plaque for Addition to Student Union Building 9
11. Approval of Final Plans and Specifications for Education and Engineering Building 10
12. Naming of Unitarian Church Building as Liberal Arts Annex 10
13. Approval of Preliminary Plans for Dormitory Complex 10

GALVESTON MEDICAL BRANCH

14. Approval of Plans and Specifications for Conversion of Faculty Housing and Dining Facility to a Vocational Rehabilitation Evaluation, Adjustment, and Training Unit 10
15. Approval of Final Plans and Specifications for Library Building 11

ANDERSON HOSPITAL

16. Approval of Transfer of Funds 11

G.S.B.S. - DIVISION OF GRADUATE STUDIES

17. Rental of Space from Baylor University College of Medicine 11

THE UNIVERSITY OF TEXAS SYSTEM  
OFFICE OF THE DIRECTOR OF  
FACILITIES PLANNING AND CONSTRUCTION  
AUSTIN, TEXAS 78712

RECOMMENDATIONS TO THE  
REGENTS' BUILDINGS AND GROUNDS COMMITTEE

September 3, 1968

✓ 1. U. T. AUSTIN - APPROPRIATION FOR ENLARGED MODEL OF MEMORIAL STADIUM AND CONTIGUOUS AREAS.-- At the Regents' meeting held May 31, 1968, an appropriation was made for the building of a model of the Memorial Stadium complex at The University of Texas at Austin. In connection with the feasibility studies being made on methods to enlarge Memorial Stadium, it is necessary to enlarge this model to include the area from 19th Street to 26th Street and Swisher Street to Speedway. The firm of Brooks, Barr, Graeber, and White has proposed to construct this enlarged model for the sum of \$3,000.00. It is recommended by the Athletic Council, President Hackerman, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom that an appropriation of \$3,000.00 be made from the Athletics Department Fund, Unallocated Balance and Balance Forward for this purpose, with authorization to Brooks, Barr, Graeber, and White to proceed with the construction of this enlarged model.

✓ 2. U. T. AUSTIN - RATIFICATION OF AWARD OF CONTRACT TO Q. S. FRANKS DEMOLISHING COMPANY FOR DEMOLITION OF THE OLD U. S. POST OFFICE ANNEX.-- In accordance with authorization of the Board of Regents given at the meeting held July 26, 1968, bids for Demolition of the Old U. S. Post Office Annex, The University of Texas at Austin, Austin, Texas, were received and were opened and tabulated on August 13, 1968, as shown below:

Bidder	Base Bid	Completion Time
Franks-White Demolishing Austin, Texas	\$ 4,950.00	120 cal. days
Q. S. Franks Demolishing Co. Austin, Texas	4,337.00	90 cal. days
Leonard Snyder Cedar Creek, Texas	10,445.00	150 cal. days
Southwest Wrecking, Inc. Austin, Texas	8,330.00	78 cal. days

Each bidder submitted with his bid a bidder's bond in the amount of \$5,000.00.

The Special Committee appointed at the Board meeting held July 26, 1968, made a contract award in the amount of \$4,337.00 to the low bidder, Q. S. Franks Demolishing Company, Austin, Texas.

It is recommended that the action taken by the Special Committee be ratified by the Board.

3. U. T. AUSTIN - RATIFICATION OF EXECUTION OF UNIVERSITY EAST URBAN RENEWAL DISPOSAL AGREEMENT.--In accordance with previous authorizations of the Board to proceed with the acquisition of the property involved in the University East Urban Renewal Project, Chairman Erwin has signed on behalf of the Board of Regents of The University of Texas System a Disposal Agreement as prepared by the Urban Renewal Agency and approved as to content by the Director of the Office of Facilities Planning and Construction and as to legal form by a University Attorney. It is recommended that this action be ratified by the Board. A copy of the agreement follows:

DISPOSAL AGREEMENT

THE STATE OF TEXAS    |  
                          |       KNOW ALL MEN BY THESE PRESENTS:  
COUNTY OF TRAVIS     |

      This AGREEMENT made and entered into this    14th       day of  
August, 1968, by and between the URBAN RENEWAL AGENCY OF THE  
CITY OF AUSTIN, TEXAS (hereinafter referred to as the "Agency"), and  
the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM (hereinafter  
referred to as the "University"); WITNESSETH:

      WHEREAS, the Agency is a public body corporate and politic, created  
by the Laws of the State of Texas pertaining thereto, specifically  
Vernon's Texas Civil Statutes Article 1269-L-3, and is transacting  
business and exercising the powers granted by said law; and

      WHEREAS, the Agency is undertaking and carrying out an urban renewal  
program in the City of Austin, Texas, including but not limited to the  
University East Urban Renewal Project No. Tex. R-103 (hereinafter called  
the "Project") in accordance with the Urban Renewal Plan therefore hereto-  
fore approved by the City Council on the   8th       day of    August,  
19 68, and pursuant to the provisions of the laws of the State of  
Texas as hereinabove referred to; and

      WHEREAS, the Agency proposes, in carrying out the Urban Renewal Plan  
for said Project, to acquire certain properties and improvements thereon  
within the Project area, as provided for in said Urban Renewal Plan; and

      WHEREAS, the Agency proposes, in carrying out the Urban Renewal Plan  
for said Project, to dispose of certain properties within the Project area  
to the University:

      NOW, THEREFORE, in consideration of the mutual covenants hereinafter  
set forth the Agency and University agree as follows:

I.

The Agency agrees to diligently and forthwith proceed with all necessary actions, works and undertakings in order to prepare the parcels for disposition to the University as follows, to-wit:

Parcels 1, 2, 3, and 4 as designated on the Land Disposition Map SD 9 in Section R-225 of the Final Project Report for the University East Urban Renewal Project, Tex. R-103, to which reference is here made for a more complete description.

II.

The University agrees, pursuant to and within the procedures required by applicable state law and subject to legislative appropriation of the necessary funds, to acquire the heretofore described parcels at the following prices, which prices are based upon two (2) independent professional appraisals, and which are not less than the fair market value of said land, to-wit:

- A. Parcel No. 1 - \$1,588,875.00
- B. Parcel No. 2 - \$1,565,640.00
- C. Parcel No. 3 - \$ 595,485.00
- D. Parcel No. 4 - \$ 750,000.00

III.

The University shall accept conveyance of the hereinabove described property subject to the requirements of the University East Urban Renewal Plan. Redevelopment activity on the property to be purchased from the Urban Renewal Agency of the City of Austin situated in the University East Urban Renewal Project Area No. Tex. R-103, will be commenced before the expiration of the University East Urban Renewal Project. Such redevelopment activities will be in accordance with the University East Urban Renewal Plan.

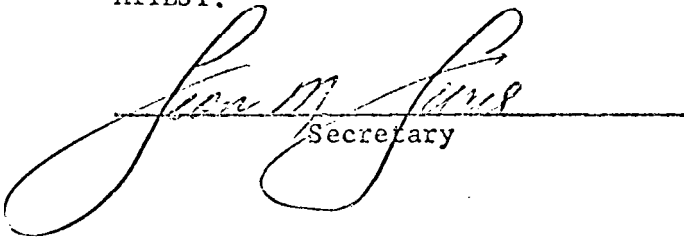
IV.

The University recognizes that Title VI of the Civil Rights Act of 1964 and the regulations and policies of the Department of Housing and Urban Development effectuating the Title prohibit discrimination on the

ground of race, color or national origin in the policies and practices of any public facility, educational institution, or hospital responsible for proposed credit to the locality's share of the cost of an Urban Renewal project receiving financial assistance from the United States. The University hereby assures the United States and the Secretary of the Department of Housing and Urban Development that University facilities will be available to and serve all persons without regard to race, color, or national origin.

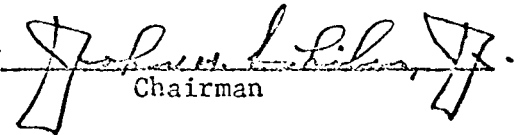
IN WITNESS WHEREOF, the Urban Renewal Agency of the City of Austin and the Board of Regents of The University of Texas System have caused these presents to be executed by the Chairman of the Board of Commissioners of the Urban Renewal Agency of the City of Austin and the Chairman of the Board of Regents of The University of Texas System, respectively, and have caused the signatures of such officers to be attested and the seals of such public bodies to be affixed on the date hereinabove first mentioned.

ATTEST:

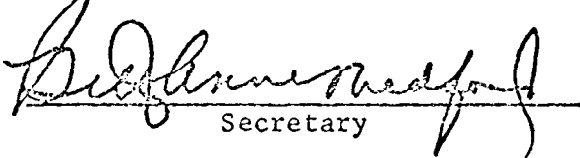
  
Secretary

URBAN RENEWAL AGENCY OF  
THE CITY OF AUSTIN

By

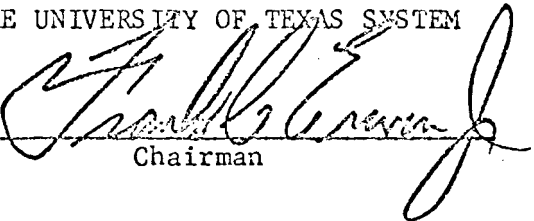
  
Chairman

ATTEST:

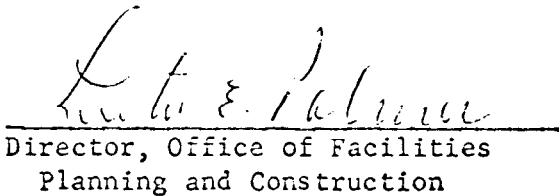
  
Secretary

BOARD OF REGENTS OF  
THE UNIVERSITY OF TEXAS SYSTEM

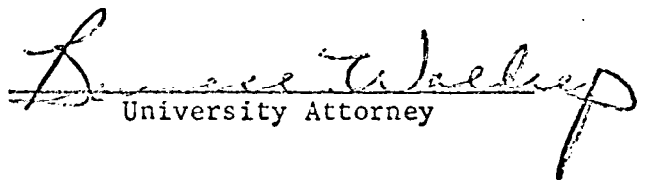
By

  
Chairman

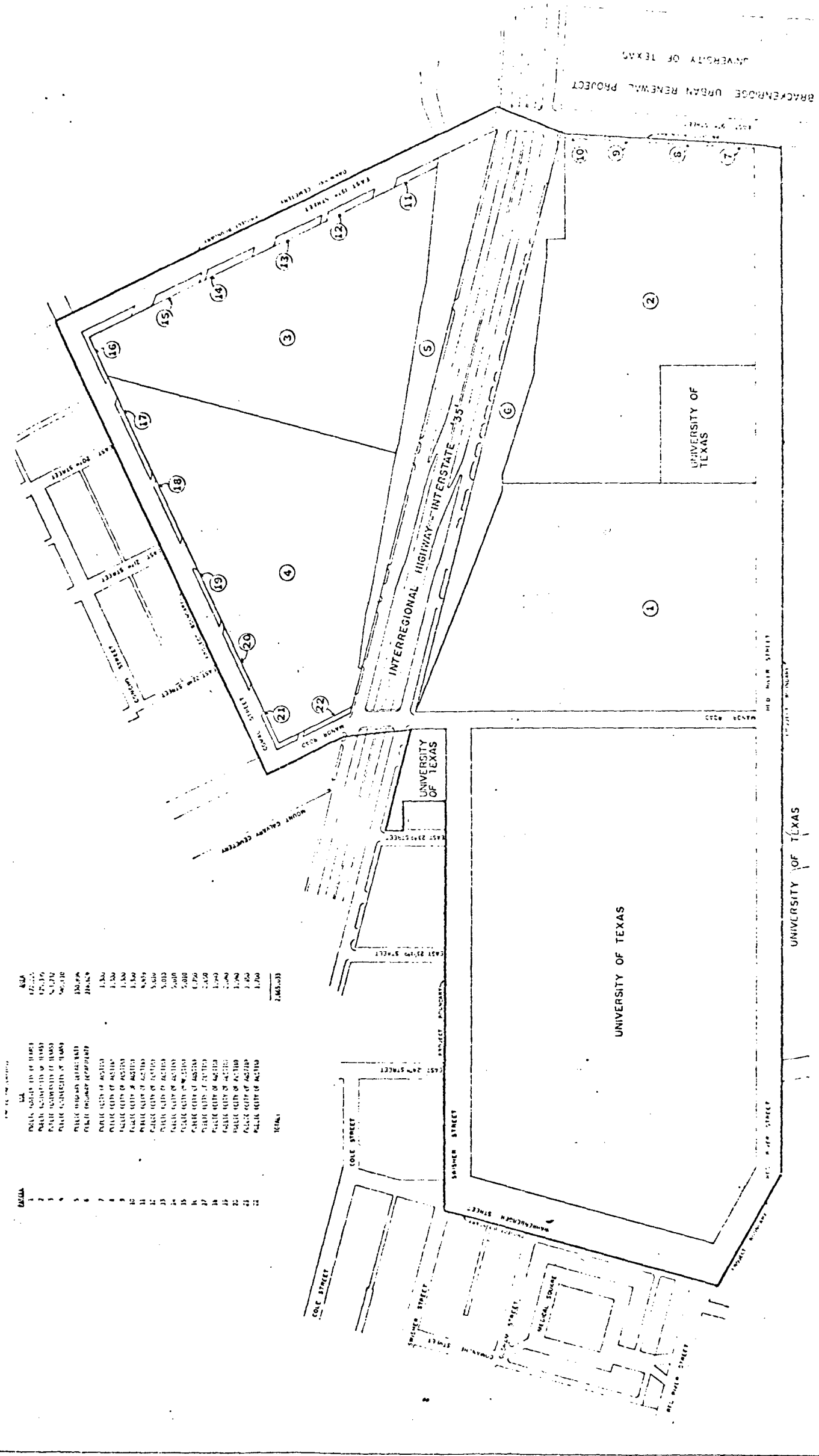
APPROVED AS TO CONTENT:

  
Director, Office of Facilities  
Planning and Construction

APPROVED AS TO LEGAL FORM:

  
University Attorney

PARCEL	AREA	USE
1	43.0	PUBLIC USES OF THE UNIVERSITY OF TEXAS
2	17,335	PUBLIC USES OF THE UNIVERSITY OF TEXAS
3	5,170	PUBLIC USES OF THE UNIVERSITY OF TEXAS
4	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
5	13,000	PUBLIC USES OF THE UNIVERSITY OF TEXAS
6	21,625	PUBLIC USES OF THE UNIVERSITY OF TEXAS
7	1,330	PUBLIC USES OF THE UNIVERSITY OF TEXAS
8	1,330	PUBLIC USES OF THE UNIVERSITY OF TEXAS
9	1,330	PUBLIC USES OF THE UNIVERSITY OF TEXAS
10	1,330	PUBLIC USES OF THE UNIVERSITY OF TEXAS
11	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
12	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
13	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
14	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
15	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
16	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
17	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
18	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
19	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
20	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
21	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
22	5,610	PUBLIC USES OF THE UNIVERSITY OF TEXAS
TOTAL:		2,463,000



**UNIVERSITY EAST URBAN RENEWAL PROJECT**  
**AUSTIN TRAVIS COUNTY TEXAS**

SD.9

LAND DISPOSITION MAP

UNIVERSITY OF TEXAS

BRACKENROSE URBAN RENEWAL PROJECT  
UNIVERSITY OF TEXAS

LEGEND

PROJECT PROPERTY

PARCEL NUMBER

UTILITY EASEMENTS

SCALE

DATE

DRAWN BY

CHECKED BY

APPROVED BY

UNIVERSITY OF TEXAS



4. U. T. AUSTIN - RATIFICATION OF AWARD OF CONTRACT TO B. L. MCGEE CONSTRUCTION COMPANY FOR PHYSICS-MATHEMATICS-ASTRONOMY BUILDING AND ADDITIONAL APPROPRIATION THEREFOR.--In accordance with authorization given by the Board at the meeting held December 17, 1966, bids on the Physics-Mathematics-Astronomy Building at The University of Texas at Austin were called for and were received, opened, and tabulated on August 20, 1968, as shown below:

Bidder	Base Bid	Deduct Alternates					
		No. 2	No. 3	No. 6	No. 7	No. 8	No. 9
T. C. Bateson Construction Company, Dallas, Texas	\$8,516,000	\$5,000	\$130,000	\$30,700	\$11,500	\$27,000	\$350,000
W. S. Bellows Construction Corporation, Houston, Texas	9,440,000	4,000	115,000	16,000	9,000	28,000	360,000
Blount Brothers Corporation, Houston, Texas	8,621,000	7,000	125,000	42,000	7,000	27,000	365,000
Linbeck Construction Corporation, Houston, Texas	8,589,000	5,000	116,000	23,000	7,000	109,000	325,000
H. A. Lott, Inc., Houston, Texas	8,431,000	5,000	116,000	24,000	7,000	No Change	365,000
B. L. McGee Construction Company, Austin, Texas	8,139,000	5,000	108,000	40,000	10,000	30,000	318,000
Robert E. McKee General Contractor, Inc., El Paso, Texas	8,606,700	4,900	122,000	42,900	7,200	28,800	388,000
Manhattan Construction Company of Texas, Houston, Texas	8,592,000	5,000	108,000	42,000	11,000	28,000	363,000
Warrior Constructors, Inc., Houston, Texas	9,340,000	5,000	120,000	44,000	11,250	28,000	370,000

(Alternates Nos. 1, 4, and 5 were deleted by Addenda.)

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

The Special Committee appointed at the Board meeting held July 26, 1968, made a contract award in the amount of \$8,139,000.00 to the low bidder, B. L. McGee Construction Company, Austin, Texas, and it is recommended that the action taken by the Special Committee be ratified by the Board. This contract award is within the total funds of \$8,762,621.00 appropriated for the project; however, in order to provide for movable furniture and furnishings, movable laboratory equipment, and certain miscellaneous expenses, it is further recommended that an additional appropriation of \$542,000.00 be made to the project from Permanent University Fund Bond proceeds.

5. U. T. AUSTIN - APPROVAL OF SPECIFICATIONS FOR FURNITURE AND FURNISHINGS FOR THE DORMITORY-ACADEMIC COMPLEX.--Specifications for Furniture and Furnishings for the Dormitory-Academic Complex at The University of Texas at Austin have been prepared in the Office of the Director of Facilities Planning and Construction and have been approved by President Hackerman, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom. It is recommended that they be approved by the Board, with authorization to the Director of Facilities Planning and Construction to advertise for bids to be presented to the Board of the Executive Committee for consideration at a later date. The total estimated cost of the furniture and furnishings covered by these specifications is within the \$487,200 previously estimated for this purpose.

6. U. T. AUSTIN - RATIFICATION OF AWARD OF CONTRACT TO A A ELECTRIC COMPANY FOR EXTENSION OF ELECTRICAL DISTRIBUTION, PHASE I AND APPROPRIATION THEREFOR. --In accordance with authorization of the Board of Regents given at the meeting held July 26, 1968, bids for Extension of Electrical Distribution - Phase I at The University of Texas at Austin were called for and were received, opened, and tabulated on August 29, 1968, as shown below:

Bidder	Base Bid	Bidder's Bond
A A Electric Company, Austin, Texas	\$363,663.00	5%
Alder Electric Company, Inc., San Antonio, Texas	458,000.00	5%
American Contracting, Inc., Houston, Texas	453,471.00	5%
W. K. Jennings Electric Company, Inc., Austin, Texas	386,195.00	5%

The Special Committee appointed at the Board meeting held July 26, 1968, has made a contract award in the amount of \$363,663.00 to the low bidder, A A Electric Company, Austin, Texas; the total of this contract award, Engineer's Fees thereon, and miscellaneous expenses is well within the \$667,000.00 estimated cost of the project. It is recommended that the Board ratify the action taken by the Special Committee, and that an appropriation of \$393,000.00 be made from proceeds of Utility Plant Fee Bond System revenue bonds to cover the contract award, Engineer's Fees thereon, and miscellaneous expenses, it being understood that until such time as these bonds are sold, advances will be made from Permanent University Fund Bond proceeds for whatever disbursements are necessary for the project.

7. U. T. AUSTIN - RATIFICATION OF REJECTION OF BID ON MODIFICATION AND EXTENSION OF STEAM AND CHILLED WATER DISTRIBUTION.--In accordance with authorization given by the Board at the meeting held July 26, 1968, bids on the Modification and Extension of Steam and Chilled Water Distribution at The University of Texas at Austin were called for and were received, opened, and tabulated on August 29, 1968, as shown below:

J. C. Evans Construction Company, Inc.  
Austin, Texas

Base Bid \$2,626,411.00

Additive Alternates:

A	150.00
B	150.00
C	150.00
D	150.00
E	150.00
F	150.00
G	150.00
H	150.00
I	150.00

Bidder's Bond 5%

Since only one bid was received, which was considerably in excess of the estimated cost of the project, the Special Committee appointed by the Board at the meeting held July 26, 1968, has rejected this bid and called for new bids on the basis of revised plans and specifications to be received on October 10, 1968. It is recommended that the Board ratify the action taken by the Special Committee and authorize this same Special Committee, consisting of Vice-President Colvin, President Hackerman, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chairman Erwin to award a contract or contracts on the basis of bids received on October 10, 1968, on the project.

3. U. T. ARLINGTON - APPOINTMENT OF FIRM OF COWAN, LOVE, AND JACKSON AS ENGINEER FOR REMODELING AND REPAIR OF OLD SCIENCE HALL AND APPROPRIATION THEREFOR. -- The 60th Legislature at the Called Session appropriated \$141,914.00 for Remodeling and Repair of the Old Science Hall at The University of Texas at Arlington. Since this remodeling and repair will consist almost entirely of air conditioning the building, it is considered desirable to appoint an engineer rather than an architect to prepare the plans and specifications. The firm of Cowan, Love, and Jackson, Inc., was the Engineer on the new Science Building, and at the time the new building was built, a portion of the old building was air conditioned; hence, this firm is familiar with the mechanical systems in the building. Therefore, it is recommended by Vice-President Barnes, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom that the firm of Cowan, Love, and Jackson, Inc., Fort Worth, Texas, be appointed as Engineers for the Remodeling and Repair of the Old Science Building at U. T. Arlington, with authorization to proceed with the preparation of plans and specifications for this project to be presented to the Board for approval at a later date. It is further recommended that an appropriation of \$8,000.00 be made from the Legislative Appropriation for this project to cover the Engineer's Fees.

9. U. T. ARLINGTON - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR UNIVERSITY HALL AND REMODELING OF COOPER CENTER.--In accordance with previous authorization by the Board, working drawings and specifications for the construction of University Hall and the Remodeling of Cooper Center at The University of Texas at Arlington have been prepared by Wright-Rich and Associates, Dallas, Texas, Project Architect on these projects. These final plans and specifications have been approved by Acting President Harrison, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom, and it is recommended that they be approved by the Board, with authorization to the Director of the Office of Facilities Planning and Construction to advertise for bids to be presented to the Board or the Executive Committee for consideration at a later date.

10. U. T. EL PASO - APPROVAL OF INSCRIPTION ON PLAQUE FOR ADDITION TO STUDENT UNION BUILDING.--It is recommended that the inscription as set out below be approved for the plaque to be placed on the Addition to the Student Union Building at The University of Texas at El Paso. This inscription follows the standard pattern approved by the Board at the meeting held October 1, 1966:

1967

BOARD OF REGENTS

Frank C. Erwin, Jr., Chairman  
 Jack S. Josey, Vice-Chairman  
 Walter P. Brennan  
 W. H. Bauer  
 Frank N. Ikard  
 Mrs. J. Lee Johnson III  
 Joe M. Kilgore  
 Rabbi Levi A. Olan  
 E. T. Ximenes

Harry H. Ransom, Chancellor  
 The University of Texas System  
 Joseph M. Ray, President, The  
 University of Texas at El Paso

Oscar H. McMahan, Chairman, Building  
 Committee of The University of Texas  
 at El Paso

Brooks, Barr, Graeber, and White,  
 Consulting Architects  
 Garland and Hilles, Associate  
 Architects  
 Robert E. McKee General Contractor,  
 Inc.

11. U. T. EL PASO - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR EDUCATION AND ENGINEERING BUILDING.--At the Regents' Meeting held April 19, 1968, authorization was given for the preparation of working drawings and specifications for the Education and Engineering Building at The University of Texas at El Paso. These final plans and specifications have now been completed by Golemon and Rolfe, Project Architect, and have been approved by Acting President Leech, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom. It is recommended that they be approved by the Board, with authorization to the Director of the Office of Facilities Planning and Construction to advertise for bids to be presented to the Board or the Executive Committee for consideration at a later date.

12. U. T. EL PASO - NAMING OF UNITARIAN CHURCH BUILDING AS LIBERAL ARTS ANNEX.--The Unitarian Church building was recently purchased for the use of The University of Texas at El Paso, and will be occupied by members of the faculty of the School of Liberal Arts in September, 1968. It is recommended by the U. T. El Paso Building and Planning Committee that the Board approve the naming of this building the Liberal Arts Annex, which recommendation is concurred in by Acting President Leech, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom.

13. U. T. EL PASO - APPROVAL OF PRELIMINARY PLANS FOR DORMITORY COMPLEX.--At the Regents' Meeting held May 31, 1968, authorization was given for the preparation of preliminary plans and outline specifications by the Project Architects, Carroll, Daeuble, DuSang, and Rand, for a Dormitory Complex to be constructed at The University of Texas at El Paso. These preliminary plans and outline specifications have now been completed and approved by Acting President Leech, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom. It is recommended that they be approved by the Board, with authorization to the Project Architects to proceed with the preparation of working drawings and specifications to be presented to the Board for approval at a later date.

14. GALVESTON MEDICAL BRANCH - APPROVAL OF PLANS AND SPECIFICATIONS FOR CONVERSION OF FACULTY HOUSING AND DINING FACILITY TO A VOCATIONAL REHABILITATION EVALUATION, ADJUSTMENT, AND TRAINING UNIT AND APPROPRIATION THEREFOR. -- At the Regents' meeting held April 19, 1968, approval was given to the conversion of the Faculty Housing and Dining Facility from a psychiatric hospital to a Vocational Rehabilitation Evaluation, Adjustment and Training Unit upon the completion of the Jennie Sealy Hospital, subject to the approval of the Department of Health, Education, and Welfare, Social and Rehabilitation Service. This approval has now been received, and plans and specifications have been prepared for the necessary remodeling. These plans and specifications have been approved by President Blocker, Mr. Lester E. Palmer,

Vice-Chancellor Walker, and Chancellor Ransom, and it is recommended that they be approved by the Board, with authorization to the Director of the Office of Facilities Planning and Construction to advertise for bids to be presented to the Board or the Executive Committee for consideration at a later meeting.

It is further recommended that an appropriation of \$50,000.00 be made for this project from Unappropriated Balance of the Galveston Medical Branch.

15. GALVESTON MEDICAL BRANCH - APPROVAL OF FINAL PLANS AND SPECIFICATIONS FOR LIBRARY BUILDING.--In accordance with previous authorization by the Board of Regents, working drawings and specifications for the Library Building at The University of Texas Medical Branch at Galveston have been prepared by the Associate Architect, O'Neil Ford and Associates. These final plans and specifications have been approved by President Blocker, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom, and it is recommended that they be approved by the Board, with authorization to the Director of the Office of Facilities Planning and Construction to advertise for bids to be presented to the Board or the Executive Committee for consideration at a later date.

16. ANDERSON HOSPITAL - APPROVAL OF TRANSFER OF FUNDS FOR SPECIAL EQUIPMENT. --It is recommended by Dr. R. Lee Clark, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom that \$400,000.00 be transferred from Account No. 85-9308-0000 - Unappropriated Plant Funds at The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston to a new account in the Plant Funds section to be entitled "Special Equipment" for the purpose of purchasing special equipment items required for the new building area and for equipment required for the Outpatient Clinic and other areas which are a part of the remodeling project under way at this time.

17. G.S.B.S. - DIVISION OF GRADUATE STUDIES - RENTAL OF SPACE FROM BAYLOR UNIVERSITY COLLEGE OF MEDICINE.--The following letter has been received from Dr. S. S. Arnim, Dean of the Division of Graduate Studies, Graduate School of Biomedical Sciences.

"The Department of Neural Sciences of the Graduate School of Biomedical Sciences - Division of Graduate Studies is housed in space provided by the Department of Ophthalmology of Baylor University College of Medicine here in the Texas Medical Center. Dr. Harry G. Sperling, the Head of the Department of Neural Sciences, needs an additional 1,250 square feet of laboratory and office space for expansion of his research program. This additional space is available adjacent to space presently occupied by this department. Baylor University College of Medicine is willing to lease this additional space at the rate of 30¢ per square foot per month. A research grant application which has been submitted to the National Aeronautics and Space Administration includes funds for rental of this space. We have been orally assured that this grant will be awarded.

"It is requested that authorization be granted for the lease of 1,250 square feet of space from Baylor University College of Medicine at 30¢ per square foot per month, a total of \$375.00 per month for this area. The source of funds for payment of rent for this space will be NASA grant funds. Upon approval by the Board of Regents of this lease, the necessary lease documents will be executed with the Baylor University College of Medicine and will be submitted to the Central Administrative Offices for final approval and signature."

Executive Vice-Chancellor LeMaistre concurs in Dr. Arnim's request. Vice-Chancellor Walker and Chancellor Ransom recommend approval of the request, and further recommend that Vice-Chancellor Walker be authorized to execute the lease agreement with Baylor University College of Medicine for 1,250 square feet of laboratory and office space in the Department of Ophthalmology of Baylor University College of Medicine in the Texas Medical Center for the period October 1, 1968 through August 31, 1969 at the rate of 30¢ per square foot per month, a total of \$375.00 per month. The source of funds for payment of this rent will be NASA grant funds.

SUPPLEMENTARY AGENDA  
BUILDINGS AND GROUNDS COMMITTEE

Date: September 20, 1968

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

Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

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B & G

U. T. AUSTIN

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| 19. Appropriation for Additional Furniture and Furnishings for East Campus Library and Research Building  | 14 |
| 20. Award of Contract to Rockford Furniture Associates for Supplemental Furniture and Furnishings for South Mall Office and Classroom Building (Calhoun Hall)   | 14 |
| 21. Award of Contracts to American Desk Manufacturing Company and Rockford Furniture Associates for Furniture and Furnishings for North Campus Classroom and Office Building  | 15 |
| 22. Authorization to Proceed with Preliminary Plans for Addition to Research Facilities and Headquarters Building, Physical Plant Building, Housing, and Boat Basin at Institute of Marine Science; Appointment of Architects; and Appropriation Therefor | 16 |
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GALVESTON MEDICAL BRANCH

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U. T. SYSTEM

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| 25. Prospective Award of Contract for Blanket System-Wide Fire and Extended Coverage Insurance Policy for 3-Year Term Beginning September 24, 1968 | 17 |
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THE UNIVERSITY OF TEXAS SYSTEM  
OFFICE OF THE DIRECTOR OF  
FACILITIES PLANNING AND CONSTRUCTION  
AUSTIN, TEXAS 78712

SUPPLEMENT TO RECOMMENDATIONS TO  
REGENTS' BUILDINGS AND GROUNDS COMMITTEE

September 6, 1968

✓ 18. U. T. AUSTIN - AUTHORIZATION TO PLACE STRUCTURAL TESTING AREA AT BALCONES RESEARCH CENTER.--At the time work was started on plans for Engineering Teaching Center No. 1, it was contemplated that a Structural Testing Area of approximately 10,000 square feet would be included in the building. It now appears more desirable to place this particular area at Balcones Research Center rather than in the Engineering Teaching Center No. 1. It is, therefore, recommended by President Hackerman, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom that the Board of Regents authorize placing this Testing Area, which would include a Hydraulic Flume and related facilities, at Balcones Research Center, further details as to plans, estimated cost, etc., to be presented to the Board for approval at a later date.

✓ 19. U. T. AUSTIN - APPROPRIATION FOR ADDITIONAL FURNITURE AND FURNISHINGS FOR EAST CAMPUS LIBRARY AND RESEARCH BUILDING.--At the time the total cost of the construction of the East Campus Library and Research Building at The University of Texas at Austin was estimated, certain areas were not completely filled with bookstacks and some furniture items were omitted in the interest of bringing the cost down within the funds available. It is now apparent that bookstacks will be needed in all the available areas, which involves adding bookstacks for the fourth level over Units 1 and 2 and increasing the bookstacks on the second and third floors to full capacity (were 3/4 capacity originally), and also that additional furniture must be placed in some areas to provide proper functioning of the building. After consultation with the Architects for the project, it is recommended by President Hackerman, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom that an appropriation of \$1,700,000.00 be made from Permanent University Fund Bond proceeds to cover the cost of the additional bookstacks, furniture, and furnishings.

✓ 20. U. T. AUSTIN - AWARD OF CONTRACT TO ROCKFORD FURNITURE ASSOCIATES FOR SUPPLEMENTAL FURNITURE AND FURNISHINGS FOR SOUTH MALL OFFICE AND CLASSROOM BUILDING (CALHOUN HALL).--After the South Mall Office and Classroom Building (Calhoun Hall) at The University of Texas at Austin had been occupied, it was found that additional furniture and furnishings were needed, and there were sufficient funds in the original allotment for furniture and furnishings to cover these needs. Specifications for this supplemental furniture and furnishings were prepared in the Office of Facilities Planning and Construction, and bids were called for, received, opened, and tabulated on September 4, 1968, as shown below:

Bidder	Base Bid	Bidder's Bond	Time of Completion
Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	\$14,887.99	5%	90 days
Dallas Office Supply Company, Dallas, Texas	15,184.73	5%	60 days
Rockford Furniture Associates, Austin, Texas	14,447.12	5%	60 days

It is recommended by President Hackerman, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom that a contract award in the amount of \$14,447.12 be made to the low bidder, Rockford Furniture Associates, Austin, Texas.



21. U. T. AUSTIN - AWARD OF CONTRACTS TO AMERICAN DESK MANUFACTURING COMPANY AND ROCKFORD FURNITURE ASSOCIATES FOR FURNITURE AND FURNISHINGS FOR NORTH CAMPUS CLASSROOM AND OFFICE BUILDING.--In accordance with authorization by the Board at the meeting held July 26, 1968, bids were called for and were received, opened, and tabulated on September 4, 1968, as shown below, for Furniture and Furnishings for North Campus Classroom and Office Building at The University of Texas at Austin:

Bidder	Base Bid A (Classroom Furniture)	Base Bid B (Office Furniture)	Bidder's Bond or Cashier's Check	Completion Time
Abel Contract Furniture and Equipment Company, Inc., Austin, Texas	\$ No Bid	\$79,623.43	5% B.B.	July 19, 1969
American Desk Manufac- turing Company, Temple, Texas	36,316.65	---	5% B.B.	60 days
Dallas Office Supply Company, Dallas, Texas	No Bid	79,440.83	5% B.B.	270 days
Heywood-Wakefield Company, Menominee, Michigan	34,698.65	---	\$1,750.00 C.C.	120 days
Rockford Furniture Associates, Austin Texas	No Bid	79,275.18	5% B.B.	320 days (July, 1969)
Stewart Office Supply Company, Dallas, Texas	No Bid	86,905.01	5% B.B.	July, 1969
John H. Yochem Company, Corpus Christi, Texas	No Bid	82,941.29	\$4,500.00 C.C.	150 days

American Desk Manufacturing Company also submitted another bid, which was received after the time of the bid opening, and, hence, will be returned to the company unopened.

It is recommended by President Hackerman, Mr. Lester E. Palmer, Vice-Chancellor Walker, and Chancellor Ransom that contract awards be made as follows:

Base Bid A (Classroom Furniture)	
American Desk Manufacturing Company	
Temple, Texas	\$ 36,316.65
Base Bid B (Office Furniture)	
Rockford Furniture Associates,	
Austin, Texas	<u>79,275.18</u>
Total Recommended Contract Awards	<u>\$115,591.83</u>

The recommended contract award on Base Bid B is to the low bidder; the recommended contract award on Base Bid A is to the low bidder meeting specifications. The bid of Heywood-Wakefield Company was not in accordance with specifications.

These total recommended contract awards are within the \$127,000.00 allotted for this purpose.

22. U. T. AUSTIN - AUTHORIZATION TO PROCEED WITH PRELIMINARY PLANS FOR ADDITION TO RESEARCH FACILITIES AND HEADQUARTERS BUILDING, PHYSICAL PLANT BUILDING, HOUSING, AND BOAT BASIN AT INSTITUTE OF MARINE SCIENCE; APPOINTMENT OF ARCHITECTS; AND APPROPRIATION THEREFOR.--Newly acquired property for use of The University of Texas Marine Science Institute at Port Aransas will furnish land needed for expansion of this facility. Studies have been in progress for some time of the needs of the Institute, and it is recommended by Director Wohlschlag, President Hackerman, Mr. Lester E. Palmer, Executive Vice-Chancellor Walker, and Chancellor Ransom that authorization be given to proceed with preliminary plans for the following building projects at the Marine Science Institute:

Addition to Research Facilities and Headquarters Building for Laboratories - approximately 60,000 square feet at an estimated cost of \$1,800,000.00

Physical Plant Building - approximately 10,000 square feet at an estimated cost of \$200,000.00

Boat Basin at an estimated cost of \$100,000.00

Housing:

Apartments - approximately 14,000 square feet at an estimated cost of \$300,000.00

Cafeteria - approximately 7,000 square feet at an estimated cost of \$200,000.00

Dormitory - approximately 14,000 square feet at an estimated cost of \$350,000.00

The total estimated cost of these projects is approximately \$3,000,000.00, and it is further recommended that authorization be given to make application to appropriate Federal agencies for grants and/or loans to cover part of this cost.

A list of architectural firms recommended for these projects is given below:

Smyth and Smyth, Corpus Christi, Texas  
Harris, Bell, and Goode, Beaumont, Texas  
Wade-Gibson-Martin, Corpus Christi, Texas  
McCord and Lorenz, Corpus Christi, Texas

Since the firm of Smyth and Smyth, Corpus Christi, Texas, was the Associate Architect for the Research Facilities and Headquarters Building to be enlarged and for a Boat Basin previously constructed, it is recommended that this firm be appointed as the Project Architect for the Addition to this building, the Physical Plant Building, and the Boat Basin, and that another firm be selected from the recommended list for the Housing facilities.

It is also recommended that an appropriation of \$50,000.00 be made from Permanent University Fund Bond Proceeds to cover preliminary expenses and Architects' Fees through the preliminary plan stage.

23. U. T. AUSTIN - AUTHORIZATION TO PREPARE PRELIMINARY PLANS FOR SECOND STUDENT UNION BUILDING, APPOINTMENT OF PROJECT ARCHITECTS, AND APPROPRIATION THEREFOR.--At the time the Addition to the Student Union Building at The University of Texas at Austin was constructed, it was understood that at some future date another Student Union Building would be constructed on the east side of the Campus when the need for such a building was apparent. With the increase in the number of buildings being built on the east side, which results in a larger concentration of students in that area, the need for this building is now considered to be urgent, and the following recommendations are made by President Hackerman, Mr. Lester E. Palmer, Executive Vice-Chancellor Walker, and Chancellor Ransom:

1. That the location of the Second Student Union Building at U. T. Austin be set between Memorial Museum and Simkins Hall, with entrances from both the east and the west sides.
2. That a Project Architect be appointed from the list given below, with authorization to prepare preliminary plans and outline specifications for a building to cost approximately \$5,000,000.00:

Brooks, Barr, Graeber, and White, Austin, Texas  
Calhoun, Tungate, and Jackson, Houston, Texas  
O'Connell and Probst, Austin, Texas  
Wilson, Morris, Crain, and Anderson, Houston, Texas  
Patterson, Sowden, Dunlap, and Epperly, Fort Worth, Texas  
Koetter, Tharp, and Cowell, Houston, Texas  
Joiner, Coburn, and King, Houston, Texas

3. That an appropriation of \$50,000.00 be made from Permanent University Fund Bond proceeds to cover miscellaneous expenses and Architect's Fees through the preliminary plan stage.

24. GALVESTON MEDICAL BRANCH - APPOINTMENT OF ENGINEER TO MAKE STUDY OF UTILITY EXPANSION.--With the completion of new buildings now under construction at The University of Texas Medical Branch at Galveston, the chilled water plant and boiler plant must be expanded and enlarged in capacity in the near future. Since there are a number of questions involved as to the best procedure to accomplish this expansion, which need to be settled by competent engineers, it is recommended by President Blocker, Mr. Lester E. Palmer, Executive Vice-Chancellor Walker, and Chancellor Ransom that the firm of Ray S. Burns, Consulting Engineer, Houston, Texas, be engaged to make a study of Utility Expansion at The University of Texas Medical Branch at Galveston at a fee not to exceed \$11,000.00, to be computed on an hourly charge basis at Salary Cost times 2.2. This firm was the design engineer on the Upgrading of the Air Conditioning in the Hospital Suites of the John Sealy Hospital and also the designer of the mechanical and electrical systems for the Jennie Sealy Hospital and, therefore, is familiar with the problems involved in the utility expansion on this campus. It is further recommended that an appropriation of \$11,000.00 be made from the Galveston Medical Branch Unappropriated Balance to cover the cost of this study.

25. U. T. SYSTEM - PROSPECTIVE AWARD OF CONTRACT FOR BLANKET SYSTEM-WIDE FIRE AND EXTENDED COVERAGE INSURANCE POLICY FOR 3-YEAR TERM BEGINNING SEPTEMBER 24, 1968.--In accordance with the authorization of the Board of Regents on July 26, 1968, proposals were requested from a selected list of insurance companies to cover the blanket System-wide fire and extended coverage insurance policy on buildings and contents for the three-year period beginning September 24, 1968, with the proposals to be received on or before September 6, 1968. Inserted is a copy of this Request for Proposals and the Specifications, dated July 31, 1968. Copies of this material were sent to the home offices of 32 insurance companies and to several agents or other representatives who made specific requests for the material.

Ten separate proposals have been received as of September 6. These proposals are being reviewed by our Insurance Consultant, the Comptroller's Office, and Executive Vice-Chancellor Walker. A tabulation of the proposals and a recommendation for the award of the contract will be presented to the Board at its meeting on September 20-21, 1968.

THE UNIVERSITY OF TEXAS SYSTEM  
Austin, Texas 78712

July 31, 1968

REQUEST FOR PROPOSALS FOR BLANKET SYSTEM-WIDE  
FIRE AND EXTENDED COVERAGE INSURANCE POLICY

The University of Texas System will receive proposals through September 6, 1968, on the coverages outlined in the attached specifications, including the attached summary schedule entitled "The University of Texas System - Estimated Replacement Cost New Values of Buildings and Contents - As of September 24, 1968". Proposals shall be submitted in envelopes plainly marked on the outside "Fire and Extended Coverage Insurance Proposal", shall be addressed to the Board of Regents of The University of Texas System, Attention: Mr. E. D. Walker, Vice-Chancellor for Business Affairs, Austin, Texas, 78712, and must be received not later than 5:00 p.m., Central Daylight Saving Time, Friday, September 6, 1968.

In accordance with policies approved by the Board of Regents, proposals are being requested from a selected list of insurance companies for a new blanket system-wide fire and extended coverage insurance policy, for the three-year period beginning September 24, 1968. The present contract, with Insurance Company of North America, covers a three-year period expiring on September 24, 1968.

The Board of Regents has determined that (considering the size of the risks involved) it will be to the best interest of the University of Texas System to accept proposals only from those companies authorized by the State Board of Insurance to do business in Texas which can equal or exceed the following ratings as shown in Best's Insurance Guide for 1968 (or the latest available issue thereof):

General Policyholders Rating: A+  
Financial Rating: AAAAA  
Policyholders' Surplus at December 31, 1967:  
\$30,000,000.00 or more

Each proposal will be considered on its merits, and the right is reserved to reject any or all proposals. If a proposal is accepted, the right is reserved to reject any insurance policy which may be tendered, if in the opinion of the University Attorney and the officers of the University System Central Administration, the form or substance of said policy is not satisfactory.

The University of Texas System, being an agency of the State of Texas, cannot accept a proposal whereby the University System (as

a policyholder) becomes a stockholder or a member of the company making the proposal or by acceptance of the policy becomes liable for a contingent liability of any kind.

The latest financial statement of the insurance company should be submitted with its proposal.

Certain detailed schedules, supporting the attached summary schedule entitled "Estimated Replacement Cost New Values of Buildings and Contents - As of September 24, 1968", which show original costs and estimated costs new, among other things, have been prepared and reproduced and are available at the Office of the Comptroller, The University of Texas System, Austin, Texas, 78712. Copies of the latest valuation report from our insurance consultant, A. R. Massey and Associates, Inc., Dallas, Texas, on which these detailed schedules are largely based, are available for inspection of those interested in submitting proposals, only at the Office of the Comptroller. Copies of The University of Texas System annual Financial Report and any other additional information needed may be obtained by contacting the Office of the Comptroller, Austin, Texas, 78712.

BOARD OF REGENTS OF THE  
UNIVERSITY OF TEXAS SYSTEM

By E. D. Walker, Vice-Chancellor  
for Business Affairs

THE UNIVERSITY OF TEXAS SYSTEM  
SPECIFICATIONS FOR BLANKET SYSTEM-WIDE FIRE AND EXTENDED  
COVERAGE INSURANCE POLICY  
(In Addition to Request for Proposals of Same Date)

July 31, 1968

A. NAME OF INSURED:

The name of the insured hereunder shall be the Board of Regents of The University of Texas System.

B. LOCATION OF RISKS:

The location of risks to be covered under this policy shall be all risks in the State of Texas, as shown on the attached summary schedule, which does not include the following exception:

Properties constituting assets and/or investments of Endowment Funds and Trust Funds under the custody and/or control of the Board of Regents of The University of Texas System.

C. POLICY FORM:

It is required that a form of policy be used providing coverage at least equal to the Texas Standard Policy for Fire and Extended Coverage, except for the provisions relating to the \$100,000.00 deductible per loss occurrence, and other exceptions specified in "F" below.

D. POLICY PERIOD:

Proposals shall be submitted on the basis of a three-year policy, with premium payable in advance.

E. FORM OF PROPOSAL:

Each company shall use the proposal forms attached.

F. OTHER PERTINENT DETAILS ON WHICH PROPOSALS ARE TO BE BASED:

1. Policy is to cover, on a system-wide, blanket basis, the risks normally identified as "Fire and Lightning" and "Extended Coverage", on the replacement new basis, on buildings and contents, subject to \$100,000.00 deductible for each and every loss occurrence. The coverage for

"Riot" and "Civil Commotion" under the "Extended Coverage" provisions of the policy shall be extended to include losses caused by Vandalism and Malicious Mischief. The term "Vandalism and Malicious Mischief" shall be restricted to and include only willful or malicious physical damage to or destruction of property covered by the policy.

2. Subject to the \$100,000.00 deductible for each and every loss occurrence, the net amount of the policy will initially be \$382,538,600.00, as is indicated on the attached summary schedule entitled "Estimated Replacement Cost New Values of Buildings and Contents - as of September 24, 1968". Note that the amount is 90% of the total estimated replacement cost new values, and that manuscripts are among the contents to be covered.
3. The policy coverage shall automatically apply to newly acquired or erected buildings and personal property therein. In consideration of submission by The University of Texas System of a statement of total insurable values to the company within 90 days after the 1st and 2nd annual anniversary dates of the policy, the coinsurance provisions of the Texas Standard Policy will be waived. Should 90% of the total of the statement of values vary more than 5% from the insurance in force as of the immediately preceding anniversary date, additional or return premiums shall be calculated thereon at pro rata of the policy term rate.
4. For information of those companies interested in submitting proposals, only one claim has been filed under the System-Wide Blanket Fire and Extended Coverage policies since the inception thereof in 1956. That claim was paid in 1959 in the amount of \$119,595.00.

G. INFORMATION IN REGARD TO REINSURANCE:

The company whose proposal is accepted will be required to give a report in regard to its reinsurance program for the policy issued, including names and addresses of companies and amounts, and will be required to keep the Office of the Comptroller of the University System informed as to any changes in this reinsurance program during the term of the policy. The first report in regard to the reinsurance schedule should be in the Office of the Comptroller of The University of Texas System by the effective date of the policy.

THE UNIVERSITY OF TEXAS SYSTEM  
STATEMENT OF ESTIMATED TOTAL INSURABLE REPLACEMENT COST NEW VALUES  
OF BUILDINGS AND CONTENTS  
AS OF SEPTEMBER 24, 1968

Buildings

The University of Texas at Austin	\$154,788,600
The University of Texas McDonald Observatory at Mount Locke	3,827,800
The University of Texas Marine Science Institute at Port Aransas	586,700
The University of Texas at Arlington	24,409,100
The University of Texas at El Paso	16,505,800
The University of Texas Medical Branch at Galveston	47,855,700
The University of Texas Southwestern Medical School at Dallas	11,616,100
The University of Texas Medical School at San Antonio	10,946,700
The University of Texas Dental Branch at Houston	8,634,900
The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston	20,934,900
The University of Texas System, Midland	<u>177,800</u>
Total Buildings	<u>\$300,284,100</u>

Contents of Buildings, Including Movable  
Furniture and Equipment, Library Books,  
Manuscripts, Collections and Supplies

The University of Texas at Austin	\$103,712,100
The University of Texas McDonald Observatory at Mount Locke	887,600
The University of Texas Marine Science Institute at Port Aransas	370,500
The University of Texas at Arlington	7,055,000
The University of Texas at El Paso	5,188,900
The University of Texas Medical Branch at Galveston	9,579,600
The University of Texas Southwestern Medical School at Dallas	7,817,200
The University of Texas Medical School at San Antonio	676,400
The University of Texas Dental Branch at Houston	2,859,400
The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston	8,847,000
The University of Texas Graduate School of Biomedical Sciences at Houston	124,600
The University of Texas System Central Administration, Austin	96,800
The University of Texas System, Midland	<u>65,000</u>
Total Contents	<u>\$147,280,100</u>
Grand Total	<u>\$447,564,200</u>

Less $7\frac{1}{2}\%$ of Estimated Building Values for Non-Burnable Underground	<u>22,521,300</u>
Estimated Total Insurable Replacement Cost New Values	\$425,042,900
Less 10%	<u>42,504,300</u>
Estimated Total Insurable Replacement Cost New Values - 90% Basis	<u>\$382,538,600</u>

Prepared by Office of the Comptroller  
July, 1968



PROPOSAL FOR BLANKET SYSTEM-WIDE FIRE AND EXTENDED COVERAGE INSURANCE  
FOR  
THE UNIVERSITY OF TEXAS SYSTEM  
Austin, Texas 78712

Date \_\_\_\_\_, 1968

The \_\_\_\_\_ Insurance Company, having read the Request for Proposals and the Specifications for Blanket System-Wide Fire and Extended Coverage Insurance, dated July 31, 1968, offers to provide the desired insurance coverage with three-year premium cost, as follows:

Premium \$ \_\_\_\_\_

\_\_\_\_\_  
Insurance Company

\_\_\_\_\_  
Home Office Address

\_\_\_\_\_  
Broker, if any, and Address

\_\_\_\_\_  
General Agent, if any, and Address

\_\_\_\_\_  
Local Agent and Address

By \_\_\_\_\_  
Signature

(Any additional details of proposal, together with the insurance company's latest financial statement, should be attached hereto.)

BUILDINGS AND GROUNDS COMMITTEE

Emergency Items

Date: September 20, 1968  
Time: Following the meeting of the Academic and Developmental Affairs Committee  
Place: Main Building 212  
U. T. Austin, Austin, Texas

	<u>Page</u> <u>B &amp; G</u>
27. U. T. Austin: Use of Space in and Naming of the Two Old Post Office Buildings	Below

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27. U. T. Austin: Use of Space in and Naming of the Two Old Post Office Buildings. -- It is requested that the entire basement of the newer of the two old Post Office buildings exclusive of such space that may be needed for the mechanical equipment be used for storage space of the Lyndon Baines Johnson Library and that the work in the basement be begun immediately for completion by the middle of January.

It is also recommended that the old, old Post Office building be named the O. Henry Hall and the newer Post Office building be named Claudia Taylor Johnson Hall.

EMERGENCY ITEMS  
BUILDINGS AND GROUNDS COMMITTEE

Date: September 20, 1968

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

Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

Page  
B & G

U. T. SYSTEM

26. Award of Contract for Blanket System-Wide Fire and  
Extended Coverage Insurance Policy for 3-Year Term Beginning  
September 24, 1968 25

27. Award of Contract to Stanley C. Stemen for Addition  
to Building at 2607 Guadalupe (Grotto Facilities) 26

U. T. AUSTIN

28. Award of Contract to Estey Corporation for Additional  
Book Stacks at Collections Deposit Library 27

THE UNIVERSITY OF TEXAS SYSTEM  
OFFICE OF THE DIRECTOR OF  
FACILITIES PLANNING AND CONSTRUCTION  
AUSTIN, TEXAS 78712

EMERGENCY ITEMS  
RECOMMENDATIONS TO REGENTS' BUILDINGS AND GROUNDS COMMITTEE

September 18, 1968

26. U. T. SYSTEM - AWARD OF CONTRACT FOR BLANKET SYSTEM-WIDE FIRE AND EXTENDED COVERAGE INSURANCE POLICY FOR 3-YEAR TERM BEGINNING SEPTEMBER 24, 1968.--As reported in the Supplement to Recommendations to Regents' Buildings and Grounds Committee (Item 25, page B & G-17), proposals for the new System-wide fire and extended coverage insurance have been received and reviewed. A tabulation of the proposals, indicating the insurance companies, the local agents, the Best's Insurance Guide "Key Ratings," the quoted premiums and other information is as follows:

TABULATION OF PROPOSALS RECEIVED THROUGH SEPTEMBER 6, 1968 ON BLANKET SYSTEM-WIDE FIRE AND EXTENDED COVERAGE INSURANCE POLICY FOR 3-YEAR TERM BEGINNING SEPTEMBER 24, 1968

NAME OF INSURANCE COMPANY HOME OFFICE <u>NAME AND ADDRESS OF LOCAL AGENT</u>	<u>Per Best's "Key Rating Guide 1968"</u>			AMOUNT OF PREMIUM QUOTED THROUGH <u>LISTED AGENTS</u>
	<u>GENERAL POLICY-- HOLDERS" RATINGS</u>	<u>FINAN- CIAL RATINGS</u>	<u>POLICYHOLDERS' SURPLUS 12-31-67</u>	
St. Paul Fire and Marine Insurance Company St. Paul, Minnesota Through Two Local Agents: Arthur L. Owen Company, Dallas Paul G. Lundgren Agency, Austin	A+	5A	\$ 176,174,000	\$ 221,872 222,598
The Aetna Casualty and Surety Company Hartford, Connecticut Through Three Local Agents: Consolidated Insurance Agency, Austin Paschal Walthall Insurance, San Antonio Ellis, Smith & Company, Dallas Ellis, Smith & Company, Dallas (Alternate Proposal)* The quotations through the first two agents listed include statements requiring details as to any buildings, which, with contents, exceed \$40,000,000 insurable value.	A+	5A	441,730,000	250,390 250,390 252,842 330,099

\*The alternate quotation through Ellis, Smith & Company includes additional coverage under Special Extended Coverage Endorsement, Texas Form No. 222. This increased coverage covers the risk of collapse, water damage (other than rising waters, flood, etc.) and other miscellaneous items. Because of the increased premium required, this increased coverage is not recommended.

Insurance Company of North America Philadelphia, Pennsylvania	A+	5A	825,414,000	
McCall, Hibler & Allen Agency, Austin				290,900
Quotation provides that additional premiums required annually only if annual statement of 90% of values in excess of 10% (rather than 5%) of previous annual statement of comparable values. In view of the expected increase in insurable values on the next two anniversary dates, it is concluded that the quoted premium, in comparison to some others, does not justify securing this modification.				
 The United States Branch of The Employers' Liability Assurance Corp., Ltd., London, England	 A+	 5A	 \$ 93,752,000	
Boston, Massachusetts				
Through Two Local Agents:				
Echlin-Irvin-Crowell & Co., Agency, El Paso				\$ 391,337
Ellis, Smith & Company, Dallas				391,337
 Pacific Indemnity Company	 A+	 5A	 32,125,000	
Los Angeles, California				
Harris-Moore & Associates, Dallas				323,693
Quotation does not include coverage for T. U. Taylor Hall and contents because of nuclear reactor installed therein.				

It is recommended by Comptroller Anderson, Executive Vice-Chancellor Walker and Chancellor Ransom that the proposal of the St. Paul Fire and Marine Insurance Company, St. Paul, Minnesota, submitted through Arthur L. Owen Company, Dallas, Texas, be accepted, and that the contract be awarded to this company for a blanket System-wide fire and extended coverage insurance policy written in accordance with the specifications and at the quoted three-year premium of \$221,872.

Our Insurance Consultant, Mr. A. R. Massey, has reviewed the proposals and concurs in this recommendation.

27. U. T. SYSTEM - AWARD OF CONTRACT TO STANLEY C. STEMEN FOR ADDITION TO BUILDING AT 2607 GUADALUPE (GROTTO FACILITIES).--In accordance with authorization given by the Board of Regents at the meeting held March 8, 1968, plans and specifications for construction of an Addition to the Building at 2607 Guadalupe (formerly known as the Grotto) were prepared in the Office of Facilities Planning and Construction. Further in accordance with authorization by the Board, bids were called for, received, opened, and tabulated on September 17, 1968, as shown below:

<u>Contractor</u>	<u>Bid Bond</u>	<u>Base Bid</u>
W. D. Anderson Company Austin, Texas	5%	\$63,665.00
B-F-W Construction Company, Inc. Temple, Texas	5%	70,500.00
Canyon Construction Company, Inc. Austin, Texas	5%	58,650.00

J. C. Evans Construction Company, Inc. Austin, Texas	5%	\$67,319.00
Everhard Construction Company Austin, Texas	5%	59,955.00
G & M Construction Company Austin, Texas	5%	70,950.00
Stanley C. Stemen Austin, Texas	5%	57,800.00

It is recommended by Mr. Lester E. Palmer, Executive Vice-Chancellor Walker, and Chancellor Ransom that award of a contract in the amount of \$57,800.00 be made to the low bidder, Stanley C. Stemen, Austin, Texas. This recommended contract award is within the amount of \$60,000.00 appropriated for this project.

28. U. T. AUSTIN - AWARD OF CONTRACT TO ESTEY CORPORATION FOR ADDITIONAL BOOK STACKS AT COLLECTIONS DEPOSIT LIBRARY.--In accordance with authorization given by the Board at the meeting held July 26, 1968, bids were called for and were received, opened, and tabulated on September 10, 1968, for additional book stacks at the Collections Deposit Library at The University of Texas at Austin as shown below:

Bidder	Base Bid	Delivery Date
Besco Equipment and Systems Company, Inc., Dallas, Texas	\$61,001.10	30 cal. days
Estey Corporation Red Bank, New Jersey	53,045.00	150 cal. days
Library Bureau, Remington Rand Office Systems, Division of Sperry Rand Corporation, Houston, Texas	53,517.16	---
Rockford Furniture Associates Austin, Texas	54,634.60	6 weeks

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

It is recommended by President Hackerman, Mr. Lester E. Palmer, Executive Vice-Chancellor Walker, and Chancellor Ransom that a contract award in the amount of \$53,045.00 be made to the low bidder, Estey Corporation, Red Bank, New Jersey. This contract award is within the amount of \$65,000.00 appropriated for this purpose.

# **Medical Affairs Committee**

MEDICAL AFFAIRS COMMITTEE

Date: September 20, 1968

Time: Following the meeting of the Buildings and Grounds Committee

Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

As of September 5, no items have been submitted for the Agenda of the Medical Affairs Committee.



MEDICAL AFFAIRS COMMITTEE

Supplementary Agenda

Date: September 20, 1968  
Time: Following the meeting of the Buildings and Grounds Committee  
Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

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1. Galveston Medical Branch: Amendment to Medical Service, Research and Development Plan (Currently Physicians' Referral Service). <i>Amend + CJA</i>	3
2. Galveston Medical Branch: Amendments to Administrative Organization <i>OK</i>	31
3. Galveston Medical Branch: Disbursement of Funds in Excess of Salary Augmentation Requirements by (1) Departmental Disbursement Program and (2) Incentive Plan <i>CJA</i>	39
4. Galveston Medical Branch: Establishment of Senior Study Group (Utilization of Faculty on Modified Service) <i>amended</i>	42
5. Galveston Medical Branch: (1) Discussion by Dr. Blocker on the Status of the Marine Biomedical Sciences Institute at Galveston and (2) Request to Lease Space in the Sealy-Smith Professional Building <i>CJA</i>	43
6. Dallas Medical School: Authority to Board Animals <i>OK</i>	44
7. San Antonio Medical School: Resolution of Appreciation to Protestant Children's Home <i>OK</i>	46
8. Anderson Hospital: Lutheran Pavilion and Johnson Memorial Building <i>Sp. Com. A. Lewis</i>	47
9. Public Health School, Houston Dental Branch, G.S.B.S.: Reallocation of Permanent University Funds <i>amended</i>	51
10. Houston Medical Units: Hospital Affiliation Agreement with The Hedgecraft Hospital of Houston <i>amended</i>	52
11. <i>U. T. Austin - Res.</i>	

1. Galveston Medical Branch: Amendment to Medical Service, Research and Development Plan (Currently Physicians' Referral Service). -- Pursuant to authorization by the Board of Regents to Mr. Marvin Collie, to determine the changes needed in the Physicians' Referral Service of The University of Texas Medical Branch at Galveston, and in order to meet the requirements of the Internal Revenue Service, Mr. Collie submitted on June 17, 1968, the letter set out below to the Commissioner of Internal Revenue.

VINSON, ELKINS, WEEMS & SEARLS  
ATTORNEYS AT LAW  
FIRST CITY NATIONAL BANK BUILDING  
HOUSTON, TEXAS

June 17, 1968

Commissioner of Internal Revenue  
Internal Revenue Service  
Washington, D.C. 20025

Attention: Tax Rulings Division

Re: Medical Service, Research and  
Development Plan, The University  
of Texas Medical Branch at  
Galveston, Galveston, Texas

Dear Sir:

Pursuant to the conference in your office on May 24, 1968, the following additional information is submitted.

The contract referred to on page three of the Application for Ruling is attached hereto as Exhibit "A".

In order to answer the other questions you mentioned at such conference, and to clarify the Plan, the entire Application has been rewritten and it is attached hereto. It is respectfully requested that this be substituted for the application dated April 16, 1968.

Specifically, it is believed that the revised Application states more precisely the manner in which the Departmental Trust Funds are to be appropriated and the authority for such appropriation.

Commissioner of Internal Revenue  
June 17, 1968  
Page two

Further, the Medical Branch Retirement Trust Fund has been entirely eliminated.

If you should desire any further information, please call collect as indicated in the Application for Ruling.

Respectfully submitted,

Marvin K. Collie

VINSON, ELKINS, WEEMS & SEARLS  
ATTORNEYS AT LAW  
FIRST CITY NATIONAL BANK BUILDING  
HOUSTON, TEXAS

June 17, 1968

(With Corrections as of August 7, 1968)

Commissioner of Internal Revenue  
Internal Revenue Building  
Washington, D.C. 20025

Attention: Tax Rulings Division

Re: Medical Service, Research and  
Development Plan, The University  
of Texas Medical Branch at  
Galveston, Galveston, Texas

Dear Sir:

On behalf of the University of Texas Medical Branch at Galveston, Galveston, Texas (the "School"), a ruling is requested with respect to the federal income tax consequences of its proposed Medical Service, Research and Development Plan ("Plan"). The School's Taxpayer Account Number is 74-6000949.

Commissioner of Internal Revenue  
June 17, 1968  
Page two

FACTS

The University of Texas ("University") is an educational organization created by the State of Texas and primarily supported by the State. The School is a branch of the University, which School maintains a regular faculty and curriculum and has a regularly enrolled body of students in attendance.

Since the establishment of the School more than seventy-five years ago, certain professors of the School have treated patients in return for fees paid by such patients. While such treatment has aided in the instruction of students and in research, as well as in the education of the professor, such fees have been retained by the professor who treated the patient. For a number of years the Board of Regents of the University (the "Board") has believed that such procedure is unsound. The reasoning of the Board is that (1) while those who are aided by Medicare and other persons who are financially able to pay for treatment should not be denied the benefit of the expert care of the professors of the School, and

Commissioner of Internal Revenue  
June 17, 1968  
Page three

(2) while the education of the students and the research program of the School should not be denied the expanded scope of the different environment and circumstances represented by such persons, the fees resulting therefrom should aid directly the functions of the School in accordance with the public policy of the School. Hence, in July, 1967, the Board formally implemented a procedure whereby the prior retention of fees by professors should be discontinued as soon as feasible. Pursuant to this directive, the management of the School began considering means for implementing promptly the Board's resolution. Subject to your ruling, the School has adopted the Plan.

Pursuant to the Plan the School proposes to enter into contracts with physicians who teach at the School. A copy of such contract is attached as

Commissioner of Internal Revenue  
June 17, 1968  
Page four

Exhibit "A". By signing such contract, a professor shall become subject to the Plan as herein described.

The terms of the Plan may be summarized as follows:

1. Participation in the Plan:

Participation in the Plan (with exceptions outlined below) is required for all faculty members (herein called "the Doctor") who currently hold a geographic or full-time appointment in the School and for all new full-time faculty.

2. Income from Participation:

Pursuant to his contract with the School, each Doctor's professional income shall be determined annually, subject to the availability of funds as herein described, and the recommendations of his Departmental Chairman, approval by the Dean of Medicine, President of the School, Chancellor of the University, and authorization

Commissioner of Internal Revenue  
June 17, 1968  
Page five

of the Board of Regents of the University. The Doctor's income shall consist of a Base Salary within the Base Salary Range approved by the Board of Regents (and determined pursuant to the procedure described hereinafter for augmentation of compensation) and augmentation from his Departmental Research and Development Trust Fund of such Doctor's Department, as described hereinafter. Funds appropriated by the Texas Legislature shall be used for the Base Salaries but shall not be used for augmentation.

Exceptional situations involving the academic development of a Department of the School may be considered individually. In such instances, the Doctor may be excepted from the Plan upon the recommendation by the Departmental Chairman, approval by the Dean of Medicine, President, the Chancellor, and authorization by the Board of Regents. By September, 1972, all faculty who wish to continue as full-time faculty must belong to the Plan and execute the contract described above.

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It should be noted that the Doctor's contract provides as a condition of membership that such Doctor shall pay individually professional expenses except to the extent that payment or reimbursement thereof is made by the University of Texas.

3. Departmental Research and Development Trust:

Pursuant to the Doctor's contract with the School, each Doctor shall assign his professional fees to the Departmental Trust Fund of the Department to which he is assigned. Such professional fees will be charged, billed, reduced or increased, and supervised solely by the Doctor performing the medical service, then collected through the Business Office of the School, and deposited in the Departmental Trust Fund of the appropriate Department. This Fund will be an



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accounting segregation by the School and will not be a separate entity. Professional fees shall include the following:

1. Fees generated within the University of Texas Medical Branch.
2. Fees from all professional consultations.
3. Fees for services rendered at any other state supported medical facility or institution in the State of Texas.
4. Fees for individual services at the Shriners' Burn Institute and USPHS Hospital in Galveston.
5. Fees for court appearances.
6. All other professional income with the exception of the following:
  - a. Honoraria, royalties, lecture fees, non-professional retainers.

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- b. Payments for editing scientific publications.
- c. Consultation fees (honoraria) as a regional or national consultant to any branch of the United States Government.

Pursuant to the procedure herein set forth, the Departmental Research and Development Trust shall be used first for expenses for operation of each Departmental Research and Development Trust Fund, and secondly for the augmentation of the compensation of the Doctors of such Department. Each Doctor's augmentation shall be determined annually upon recommendation of the Chairman of the Department of which the Doctor is a member, approval by the Dean of Medicine, President, Chancellor, and authorization by the Board of Regents. Such augmentation shall be subject to there being sufficient monies

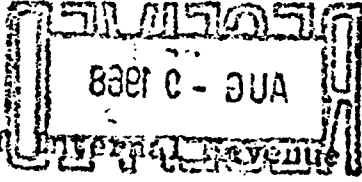
Commissioner of Internal Revenue  
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in such Trust to pay such augmentation. If there shall not be such amount, each Doctor's augmentation shall be adjusted in the amount deemed appropriate by the Chairman of the Department with the concurrence of the Dean of Medicine.

If there should be any additional funds remaining in such Departmental Trust Fund, such funds shall be used for the support and development of Departmental teaching, research and patient care activities, according to the rules and regulations of the University of Texas.

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THE DIVISION OF TEXAS MEDICAL BRANCH

4. Medical Branch Physicians Service:

A Medical Branch Physicians Service ("Service") shall be established to advise the Departments as to the order and amounts of the payments from each Departmental Research and Development Trust.

The membership of the Service shall consist of all Doctors.

The administration of the Service shall be conducted by a Board of Trustees. The Board of Trustees

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shall establish regulations for the operation of the Service. The Chairman will be elected annually and no member shall serve more than two consecutive terms of one year. The Board of Trustees shall be composed of all clinical chairmen and five members at large from the Doctors. The Vice-President for Business Affairs of the School and the Vice-President for Academic Affairs of the School shall be ex-officio members. Three nominations for members at large shall be solicited from each Doctor; all nominations shall be submitted by ballot to each member who may vote for five nominees. No more than one elected member shall be from any one clinical department.

RULING REQUESTED

You are respectfully requested to rule that under the foregoing facts that:

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(1) The income to the School Trust Funds from professional fees of the Doctors shall be income to the School, but shall not be unrelated business income to the School within the meaning of section 512 of the Internal Revenue Code.

(2) The fees of the Doctors which are turned over to the School by contract for handling and disbursement in accordance with the procedure described above, shall be treated both as income and as an ordinary and necessary business expense of the Doctor who enters into such contract.

(3) The professional expenses of each Doctor which his contract with the School requires be paid for by him personally also is an ordinary and necessary business expense to the Doctor making such expenditure.

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AUTHORITIES

The authorities cited are numbered to correspond to the questions asked.

1. The School obviously must have doctors and a variety of patients for instruction and research. In many instances such patients are able to and, in view of the high cost of medical education and research, should, pay for treatment either through Medicare or private means. Medicare fees and payments for treatment by patients who otherwise are able to pay must inure in part to defray the expenses of the research and education. Hence, the receipt by the School Trust Fund of the fees pursuant to the contract with the Doctor is an integral part of the School's educational operation and public function. Treas. Reg. §1.513-1(a)(4).



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Page fifteen

2. It is respectfully suggested that insofar as the Doctors are concerned, Rev. Rul. 66-377, 1966-2 C.B. 21, is squarely applicable. Hence, while the fees received by the Doctors may be included in gross income of the Doctor, inasmuch as the gross fee by contract must be turned over to the School, such fee is deductible by such Doctor as an ordinary and necessary business expense under the provisions of section 162(a) of the Code.

3. Assuming, of course, that the expenditures by the Doctors are ordinary and necessary business expenses, duly substantiated, under section 162, the Doctors are entitled to deduct the expenditures which must be paid by them on the individual income tax return of each because such expenses were expected of the Doctor by reason of the contract between the Doctor and the School. See Andrew Jergens, 17 T.C. 806,

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acq. 1952-1 C.B. 2; Rev. Rul. 57-502, 1957-2  
C.B. 118.

In order that the School and the members of the faculty of the School may be fully advised as to the consequences of the Plan, a ruling to the foregoing effect is respectfully requested.

A power of attorney appointing Messrs. Marvin K. Collie, Thomas H. Cruikshank, and W. Dalton Tomlin, or any one or more of them, jointly or severally, as attorneys-in-fact to represent the School before the Internal Revenue Service in connection with this application for a ruling and to receive all communication is on file in your office.

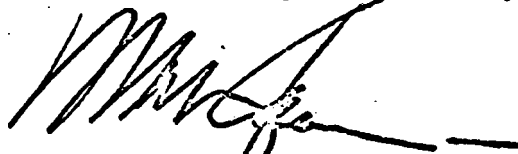
To the knowledge of the undersigned, the identical issues with respect to which rulings are requested are not pending before any field office of the Internal Revenue Service.

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Any additional information as the Service may require in the consideration of the foregoing request for a ruling will be furnished promptly. In the event any additional information is required, or before an otherwise adverse determination is reached with respect to any of the requested rulings, please call collect Marvin K. Collie, 2201 First City National Bank Building, Houston, Texas, 77002, telephone Capital 5-2411, Area Code 713.

It is respectfully requested that the original of such ruling be directed to Marvin K. Collie at the above-described address.

Respectfully submitted,



Marvin K. Collie

Mr. Collie, according to Dr. Blocker, feels that the following should be approved in order to meet the requirements of the Internal Revenue Service and he expects to receive from Internal Revenue Service a favorable ruling in the very near future.

In view of the above, Vice-Chancellors Walker and LeMaistre recommend, and Chancellor Ransom concurs, that the Board approve:

- (1) The following amendments to the Physicians' Referral Service Plan:
  - (a) Change the title from Physicians' Referral Service Plan to Medical Service, Research, and Development Plan and change the Physicians' Referral Trust to Medical Service, Research and Development Trust.
  - (b) Eliminate the provision for the Medical Branch Retirement and Family Protection Plan which authorizes the deduction of not less than 8% of the gross collections deposited to each Department Trust Fund Account.
  - (c) Change the wording of that portion of the plan with respect to the professional fees so as to read: Such professional fees will be charged, billed, reduced or increased, and supervised solely by the doctor performing the medical service, then collected through the Business Office of the School, and deposited in the Departmental Trust Fund of the appropriate Department.
  - (d) Amend Section F (4) of the current plan so that money remaining in the Departmental Trust Fund, after payment of Faculty Augmentation, shall be used for the Support and Development of Departmental Teaching, Research and Patient Care Activities according to the Rules and Regulations of the Board of Regents of The University of Texas System.
  - (e) Amend the plan so that each member of the faculty must annually signify his agreement to participate in the Plan, to assign his professional fees to the Departmental Trust Fund and to receive a stipulated augmentation, subject to the provision of the Plan.
- (2) The By-Laws of the Medical Service, Research and Development Plan, as set out below:

**BYLAWS OF THE MEDICAL SERVICE, RESEARCH AND DEVELOPMENT PLAN**

**The University of Texas Medical Branch at Galveston**

**Adopted June 7, 1968**

The members of the Medical Service, Research and Development Plan of the University of Texas Medical Branch at Galveston have adopted the following bylaws to assure proper administration of the Plan in accordance with the Rules and Regulations of the Board of Regents of the University of Texas. These bylaws and any amendments thereto are subject to the approval of the Board of Regents of the University of Texas.

The name of this body shall be the Medical Service Research and Development Plan of the University of Texas Medical Branch at Galveston, hereafter abbreviated MSRDP.

The MSRDP shall recommend through the institution and its clinical departments and divisions methods for collection and disbursement of funds generated by members of the Plan; recommend through the President of the University of Texas Medical Branch to the Board of Regents a list of supplemental benefits; and, through the Advisory Committee on Management of Institutional Retirement Trust Fund recommend to the Vice-President for Business Affairs methods for investment of funds.

**Membership:** Shall consist of all full-time faculty of the clinical departments. All members shall be entitled to participate in the deliberations of the body, vote upon all business brought before the Plan and sit upon any committee of the MSRDP.

**Administration:** Shall be conducted by a MSRDP Advisory Board - hereafter called the Board. The Chairman of the Board shall be elected from the

Chairmen of the clinical departments, by vote of the members of the Board. The Chairman will be elected annually and no member shall serve more than two consecutive terms. The Board shall elect a Board member as Secretary of the Board each year.

The Board: Shall be composed of all clinical chairmen and five members at large who satisfy the requirements for membership in the MSRDP. Under extenuating circumstances a clinical chairman, with the approval of the Board, may nominate a substitute from the MSRDP membership to represent him on the Board for one year. The Vice-President for Business Affairs and the Vice-President for Academic Affairs shall be ex-officio members. Three nominations for members at large shall be solicited from each member of the MSRDP; thereafter, the list of all of the nominations shall be submitted by circulated ballot to each member who must vote for five nominees. No more than one elected member shall be from any one clinical department. No ballot will be accepted unless five separate individuals have been voted upon. The first election will occur immediately after approval of the bylaws by the Board of Regents. Thereafter, elections will be held yearly during the month of December with Board members to take office January 1 of the following year. No elected member shall serve more than two consecutive terms of one year. The Board shall meet at least quarterly on call of the Chairman or on the written petition of any five members of the Board. The Board shall act for the MSRDP between regular meetings or call special MSRDP meetings if necessary. All major policy making decisions of the Board will be forwarded through the President of the University of Texas Medical Branch to the Board of Regents for approval.

Committees: Membership on all committees will be determined by the

Board. All committees will report their recommendations to the Board in writing. Minutes of all committee meetings will be kept. The official report of a committee will be adopted by majority vote of the members of the committee. No member of the MSRDP shall serve concurrently on more than one committee.

A Committee on Management of Institutional Retirement Trust Fund, composed of five members, four from the MSRDP and one from the full-time pre-clinical faculty, shall be elected by the Board, with the Chairman of the committee designated by the Chairman of the Board. The Vice-President for Business Affairs shall be an ex-officio member to this committee of five. This committee may call in additional consultants as required. Tenure of office shall be for two years. Initially, five members shall be elected, two for one year terms; thereafter, three members and two members shall be elected in alternate years for two year terms. No member shall serve more than two consecutive terms. The scope of activities of this committee will be at the direction of the Board.

Additional committees may be established by the Board as required or upon request of a majority vote of the membership at a MSRDP meeting.

Meetings: The MSRDP shall meet in general session twice a year on the second Tuesdays of April and October, at 5:00 P.M., at a place designated by the Chairman of the Board. A call of a regular meeting and an agenda shall be sent to each MSRDP member by the Secretary of the Board. Postponement of a regular meeting shall require written notice two weeks in advance. Special meetings may be called by the Board as deemed necessary provided each member of the MSRDP is notified in writing one week prior to the meeting. Also, special meetings may be called by the Board upon the written petition of 25 members of the MSRDP. The Chairman of the Board, or in his absence, a member of the Board

designated by him, shall preside. At the regular meetings, the order of business shall be (1) approval of minutes, (2) old and unfinished business, (3) reports - - - a. Board, b. Management Committee, c. other standing committees, d. special committees; (4) new business, (5) adjournment. Minutes of each meeting shall be published and circulated to each member. One-half of the membership of the MSRDP shall constitute a quorum.

Amendments to bylaws require a two-thirds majority vote of members present and voting at any regular meeting of the MSRDP, provided the amendment shall have been offered at a previous meeting or by writing not less than thirty days prior to the regular meeting. Amendments shall take effect upon adoption by the MSRDP and approval by the Board of Regents.

(To be adopted, these bylaws require a majority vote of all those eligible to vote assembled at a written request with notice given at least 10 days before the date of the meeting. Implementation is further contingent upon approval by the University of Texas Board of Regents.)

Bylaws were adopted by a majority vote of all those eligible to vote who were assembled in 109 Keiller on June 7, 1968.



(3) The following agreement for participation:

AGREEMENT FOR PARTICIPATION IN MEDICAL  
SERVICE, RESEARCH AND DEVELOPMENT PLAN,  
UNIVERSITY OF TEXAS MEDICAL BRANCH AT  
GALVESTON, GALVESTON, TEXAS

It is hereby agreed between the University of Texas Medical Branch at Galveston, Galveston, Texas ("University"), and \_\_\_\_\_ ("Doctor"), that the Doctor, subject to the terms of the Medical Service, Research and Development Plan ("Plan"), shall participate in the professional fees earned by members of the Department of \_\_\_\_\_ ("Department") (and deposited in the Departmental Trust of the Department) and thereby shall receive an amount of \$ \_\_\_\_\_ annually, effective \_\_\_\_\_, subject, however, to such Trust having such amount under the Plan.

The Doctor further agrees that he will comply with all of the rules and regulations of the Medical Service, Research and Development Plan and will fully cooperate with the other members thereof, the University, and the Department in carrying out the purposes of such Plan.

In consideration of the Doctor's participation in fees collected by the members participating in the Plan, the Doctor hereby assigns to such Departmental Trust all fees charged by him for professional services. This assignment shall be an absolute assignment, subject only to the conditions University shall not alter (although the Doctor may alter) the fees charged by the Doctor and that the fees collected from members of the Plan shall be used for the purposes as stated in the Plan. Hence, the Doctor further agrees that all monies received by him for such fees will be promptly turned over to the Business Office of the University and all checks made payable to the Doctor

Exhibit "A"

for such fees will be promptly endorsed and delivered to such Business Office. However, this assignment does not cover the salary received from the University of Texas, nor reimbursement for expenses actually incurred.

As a condition of the Doctor's participation in such Departmental Trust, he shall pay all ordinary and necessary professional expenses incurred by him to the extent he is not reimbursed by the University of Texas for such expenses.

\_\_\_\_\_  
Chairman, Department of  
\_\_\_\_\_

\_\_\_\_\_  
Doctor

APPROVED:

\_\_\_\_\_  
President, University

\_\_\_\_\_  
Chancellor

\* \* \*

Below is a letter from Dr. Blocker setting out in detailed fashion the five proposed amendments to the present plan.



THE UNIVERSITY OF TEXAS MEDICAL BRANCH  
GALVESTON, TEXAS 77550

August 15, 1968

CHANCELLOR'S OFFICE U. of T.	
Acknowledged .....	File .....
AUG 17 1968	
To.....	For info and Return
To.....	Please Advise Me
To.....	Please Handle

Charles A. LeMaistre, M.D.  
Executive Vice-Chancellor for  
Health Affairs  
The University of Texas System  
Austin, Texas 78712

Dear Dr. LeMaistre:

I am enclosing a copy of the last document submitted to the Commissioner of Internal Revenue by Mr. Marvin Collie on August 7, 1968. The original document submitted in June and each change thereto has been approved by the Board of Trustees of the Medical Service, Research and Development Plan. Mr. Collie feels that this document now meets all the requirements of the Internal Revenue Service and expects to receive a favorable ruling in the very near future.

The document as finally submitted will require certain adjustments in the Salary Plan approved by the Board of Regents in July, 1967. First, the title, Physicians' Referral Service Plan was changed to Medical Service, Research and Development Plan and the Physicians' Referral Trust to Medical Service, Research and Development Trust to better describe the purpose of the plan and utilization of the fund to satisfy certain objections raised by the Internal Revenue Service.

Second, the plan eliminates, for the present, the provision for the Medical Branch Retirement and Family Protection Plan which authorized the deduction of not less than eight per cent (8%) of the gross collections deposited to each Departmental Trust Fund Account. Mr. Collie states that the Internal Revenue Service indicated they would not approve the salary plan, with provisions for the Retirement and Protection Plan, unless it was fully described in the plan. Recognizing that a year or more may be necessary to develop an actuarially sound plan, the decision was made to remove the retirement feature from the Salary Plan at this time and submit it at a later date for separate approval by the Internal Revenue Service. Mr. Collie informs us that deletion of the provision will require refund of the 8% deductions made since January 1, 1968, to the appropriate account.

Third, the proposal stipulates that "Such professional fees will be charged, billed, reduced or increased, and supervised solely by the doctor performing the medical service, then collected through the Business Office of the School, and deposited in the Departmental Trust Fund of the appropriate Department." We do not consider this a change in the original plan but simply a re-wording which is more acceptable to the Texas Medical Association.

Fourth, the latest area questioned by the Internal Revenue Service was section F(4) stipulating that the Departmental Trust Funds would be used to pay certain side benefits for full time faculty. The Internal Revenue Service has insisted that once the fees are collected, the individual faculty members have no control over expenditure of funds but apparently is willing to accept the statement that money remaining in the Departmental Trust Fund, after payment of Faculty Augmentation, shall be used for the Support and Development of Departmental Teaching, Research and Patient Care Activities according to the Rules and Regulations of the Board of Regents of The University of Texas. Mr. Collie feels that this change in no way prohibits the funds use for side benefits for full-time faculty so long as the determination is made by the institution and not by the physician who contributed to the fund.

Fifth, Mr. Collie is of the opinion that each member of the faculty must annually signify his agreement to participate in the Plan, to assign his professional fees to the Departmental Trust Fund and to receive a stipulated augmentation, subject to the provision of the Plan.

Two other documents are enclosed - First, the By-Laws of the Medical Service, Research and Development Plan as approved by the members of the Medical Service, Research and Development Plan on June 7, 1968, and Second, a Draft of the Agreement for Participation in the Medical Service, Research and Development Plan as submitted as "Exhibit A" in support of the ruling requested by Mr. Collie from the Commissioner of Internal Revenue.


We are very hopeful that a favorable ruling from the Internal Revenue Service may be received prior to the September meeting of the Board of Regents. In order that all may be fully aware of the several discussions which Mr. Collie has had with members of the Internal Revenue Service, we request that a meeting be held with Mr. Collie in Houston during the last week of August or the first week in September. Mr. Collie has suggested that in addition to representatives from the Medical Branch that the meeting be attended by you, Mr. Walker, Mr. Waldrep, Mr. Josey and, if you consider it appropriate at this time, Dr. Sprague, Dr. Pannill and Dr. Clark. Subject to agreement at such a meeting, we would hope that our Medical Service, Research and Development Plan may be fully implemented with the approval of both the Internal Revenue Service and the Board of Regents.

If we have not received a ruling from the Internal Revenue Service prior to the September Board meeting, we would still request approval of the Plan with the adjustments outlined above with the understanding that adjustment of funds as necessary will be authorized if an adverse ruling is later received from the Internal Revenue Service.

August 15, 1968

Since I will not be back in my office until August 26th, please advise Mr. Harding as to a date or dates which would be satisfactory for a meeting with Mr. Collie and also provide him with a list of those you feel should attend.

Sincerely,

  
for Truman G. Blocker, Jr., M.D.  
President

TGB/WGHjb

Enclosures

cc: Mr. Warren G. Harding  
Dr. Joseph M. White  
Mr. V. E. Thompson  
Mr. E. D. Walker  
Mr. Burnell Waldrep  
Mr. Marvin K. Collie

2. Galveston Medical Branch: Amendments to Administrative Organization. -- Vice Chancellor LeMaistre and the Health Affairs Council recommend the changes proposed in the administrative organization of The University of Texas Medical Branch by Doctor Blocker as set out in the letter below. Chancellor Ransom concurs.



THE UNIVERSITY OF TEXAS MEDICAL BRANCH  
GALVESTON, TEXAS 77550

OFFICE OF THE PRESIDENT  
PHONE: SO 5-1902

August 1, 1968

Dr. Charles A. LeMaistre  
Executive Vice-Chancellor for  
Health Affairs  
The University of Texas System  
Austin, Texas 78712

CHANCELLOR'S OFFICE U. of T.	
Acknowledged .....	File .....
AUG 2 1968	
To .....	For info and Return
To .....	Please Advise Me
To .....	Please Handle

Dear Dr. LeMaistre:

For almost two years now, the Medical Branch Administration has been attempting to recruit a Vice President for Hospitals. A number of individuals have been interviewed for this position, and those considered either (1) did not possess the qualifications necessary for carrying out the duties required at the level of Vice President or (2) demanded salaries and other changes beyond our capabilities.

After careful consideration of all aspects involved, it is apparent that efforts to obtain a suitable administrator from outside the Medical Branch will only result in further delay in meeting our immediate needs in the day-to-day operation of the University Hospitals and our long range plans for expansion of facilities and services. It is therefore recommended that the Administrative Organization of The University of Texas Medical Branch be revised, deleting the positions of Vice President for Hospitals and Vice President for Administration, and adding the position of Vice President for Health Services, with coordination of activities between this Vice President, the Vice President for Academic Affairs, and the Vice President for Business Affairs, but with each reporting directly to the President.

Specifically, in addition to discharging his duties in connection with the efficient overall operation of the University Hospitals, the Vice President for Health Services would be responsible for recruitment of energetic, promising young men for assignment

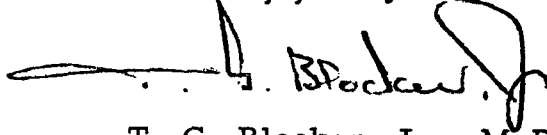
August 1, 1968

to the various administrative areas within the Hospitals including the new Jenny Sealy Hospital, and to existing and proposed County neighborhood out clinics in the Galveston area, as well as cooperation with the Federal group in getting the new U. S. Public Health Service Hospital well established on our campus.

It is further recommended that Warren G. Harding, Vice President for Administration, be appointed Vice President for Health Services. In the twelve years that Mr. Harding has been associated with The University of Texas Medical Branch, he has held appointments in both the academic and fiscal areas and should be eminently qualified for this position. It is requested that \$31,000.00 be designated as his annual salary in this new position.

\* Copies of the revised job description for members of the Medical Branch Administration are enclosed for your consideration.

Sincerely yours,



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

TGB:blw

Enclosure: Copies of job description

**\* ADMINISTRATIVE ORGANIZATION**

for

**THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON**

1. The President
  - 1.1 The President of The University of Texas Medical Branch at Galveston is the chief administrative officer of that Institution and is appointed by The Board of Regents upon nomination by the Chancellor. The President serves under the direction of and has access to The Board of Regents through the Executive Vice Chancellor for Health Affairs and the Chancellor.
  - 1.2 Within the policies and regulations of The Board of Regents and under the supervision and direction of the Chancellor, the President has general authority and responsibility for the operation and administration of The University of Texas Medical Branch at Galveston.

- 1.3 Specifically, the President, with appropriate participation of the faculty and staff of the institution, is expected to:
- 1.31 Coordinate and submit for approval through appropriate channels long-range plans and policies for the program, organization, operation and development of The University of Texas Medical Branch at Galveston.
  - 1.32 Interpret the University of Texas System policy through the appropriate Vice President to the staff and faculty of the Institution and interpret the Institution's program and needs to the Chancellor and The Board of Regents.
  - 1.33 Approve general policies relating to students and to the management and delivery of services to patients.
  - 1.34 Approve for submission to the Chancellor and The Board of Regents budgets and budget requests for the Institution.
  - 1.35 Upon nomination by the appropriate Vice President approve the appointment, promotion, retention or dismissal of all members of the faculty and staff and approve general policies for all personnel programs.
  - 1.36 Approve recommendations of master plans for the development of the campus and physical facilities of the Institution; and approve recommendations for additions and alterations to the physical plant.
  - 1.37 Serve as an ex officio member of the faculty of the Institution and of all faculty committees and approve the appointment of all committees of the faculty and the administrative staff.
  - 1.38 Coordinate, approve and submit to the Chancellor rules and regulations established by the Vice Presidents for the governance of the Institution, which, when approved by the Chancellor, shall constitute the "Institutional Supplement for The University of Texas Medical Branch at Galveston."
  - 1.39 Assume the initiative and take active leadership in developing private philanthropic support for the Institution in accordance with policies and procedures established by the Chancellor, and The Board of Regents, with the advice of The University of Texas System Development Board.

2. The Vice President for Academic Affairs and Dean of Medicine

- 2.1 The Vice President for Academic Affairs and Dean of Medicine of The University of Texas Medical Branch at Galveston is appointed by The Board of Regents upon nomination by the



President and the Chancellor within the policies and regulations of The Board of Regents and is the administrative officer of the Medical Branch directly responsible for the academic program. By delegation from the President, he discharges all duties and responsibilities of the President related to (1) academic affairs at the Medical Branch and (2) the operation of the School of Medicine.

- 2.2 Specifically, the Vice President for Academic Affairs has the general assignment, as do the other Vice Presidents, for effective coordination of his specifically assigned duties with the overall operation and development of the Medical Branch. In execution of his assignment he keeps the Vice President for Health Services, the Vice President for Business Affairs, and the President regularly informed of recommendations and developments; he reports to the President.
- 2.2(a) Through the President, he submits recommendations on programs in education, research and service, including general plans and the operation of the School of Medicine.
- 2.21 Develops and administers the educational, research and service programs in the academic work of the Medical Branch.
  - 2.211 Interprets The University of Texas System policies to the faculty and academic staff of the Medical Branch and through the President interprets the program and needs of the academic units to the Chancellor, The Board of Regents and the public.
- 2.22 Develops and recommends immediate and long-range plans in the broad areas of staffing, research, and curriculum for the School of Medicine and for a coordinated academic program in the health professions at the Medical Branch; in cooperation with the other Vice Presidents recommends master plans for the development of the campus and faculty of the Institution and recommends additions and alterations to the physical plant.
- 2.23 Nominates or recommends for appointment, promotion, retention, or dismissal all members of the faculty and academic staff.
- 2.24 Develops standards for grading, promotion, and graduation of students in the academic units.
- 2.25 Serves as presiding officer at meetings of the faculty; serves as an ex officio member of all faculty committees; and nominates members for non-elective faculty committees.
- 2.26 In cooperation with the Vice President for Health Services, assures an appropriate balance between teaching, research, and patient care responsibilities in the Medical Branch Hospitals.

- 2.27 Develops, in cooperation with the Vice President for Health Services, programs for interns, residents, postgraduate students, and allied health personnel.
- 2.28 With the advice of the Vice President for Business Affairs, develops and recommends budgets and legislative appropriation requests for the academic units and supervises expenditures under approved budgets.
- 2.29 Recommends effective programs of academic counseling and other programs related to student affairs.
- 2.210 Prepares and recommends rules and regulations for the governance of the Institution in the area of academic affairs, which rules and regulations, when approved by the President and the Chancellor, shall constitute the "Institutional Supplement for The University of Texas Medical Branch at Galveston."
- 2.211 Discharges such other duties and responsibilities as may from time to time be assigned by the President and acts for the President when directed to do so.

### 3. The Vice President for Health Services

- 3.1 The Vice President for Health Services of The University of Texas Medical Branch at Galveston is appointed by The Board of Regents upon nomination by the President and the Chancellor and is the administrative officer directly responsible for the operation and management of The University of Texas Medical Branch Hospitals and other health facilities. By delegation from the President, he discharges all duties and responsibilities of the President related to (1) the administration and coordination of programs for delivery of health services in cooperation with local, State and federal agencies, and (2) the operation of the Medical Branch Hospitals.
- 3.2 Specifically, he has the general assignment, as do the other Vice Presidents, of effective coordination of his specifically assigned duties with the overall operation and development of the Medical Branch. In execution of his assignments he keeps the Vice President for Academic Affairs, the Vice President for Business Affairs and the President regularly informed of recommendations and developments; he reports to the President.
- 3.21 Develops and administers plans and programs for efficient hospital management to insure delivery of high quality patient care.

- 3.22 Coordinates activities and functions of the Medical Staff and the various hospital departments with the Vice President for Academic Affairs, Vice President for Business Affairs, clinical chiefs, and hospital administrative officers.
- 3.23 With other Vice Presidents, develops and recommends immediate and long-range plans and programs in support of the delivery of health services and in the operation of Medical Branch health care facilities and recommends master plans for the development of patient care facilities, including additions and alterations to the physical plant.
- 3.24 Interprets The University of Texas System policies to the staff and employees of the Medical Branch Hospitals and through the President interprets the program and needs of the Hospitals to the Chancellor, the Board of Regents and the public.
- 3.25 In cooperation with the Vice President for Academic Affairs, develops programs for interns, residents, postgraduate students, and allied health personnel.
- 3.26 With the advice of the Vice President for Business Affairs, develops and recommends appropriate budgets and budget requests for the operation of the Medical Branch Hospitals and supervises expenditures under approved budgets.
- 3.27 In cooperation with the Vice President for Academic Affairs, assures an appropriate balance between teaching, research, and patient care responsibilities in The University of Texas Medical Branch Hospitals.
- 3.28 Serves as Chairman of the Joint Advisory Committee of the Medical Staff and serves as an ex officio member of all other medical staff committees.
- 3.29 Performs the duties and responsibilities as set forth in the By-Laws and Rules and Regulations of the Medical Staff.
- 3.210 Recommends for appointment, promotion, retention or dismissal all members of the staff of The University of Texas Medical Branch Hospitals.
- 3.211 Prepares and recommends rules and regulations for the governance of the Institution in the area of hospital affairs, which rules and regulations, when approved by the President and the Chancellor, shall constitute the "Institutional Supplement for The University of Texas Medical Branch at Galveston."
- 3.212 Discharges such other duties and responsibilities as may from time to time be assigned by the President and acts for the President when directed to do so.

4. The Vice President for Business Affairs

- 4.1 The Vice President for Business Affairs of The University of Texas Medical Branch at Galveston is appointed by The Board of Regents upon nomination with the President and the Chancellor and is the chief business officer of the Institution. He reports to and is responsible to the President.
- 4.2 Specifically, he has the general assignment, as do the other Vice Presidents, of effective coordination of his specifically assigned duties with the overall operation and development of the Medical Branch. In execution of his assignments he keeps the Vice President for Academic Affairs, the Vice President for Health Services and the President regularly informed of recommendations and developments; he reports to the President.
- 4.21 Formulates procedures for the preparation of budgets and budget requests for The University of Texas Medical Branch at Galveston within the framework of The University of Texas System policies.
- 4.22 Develops in cooperation with the Vice Presidents for Academic Affairs and Health Services, all budget data for review by the President.
- 4.23 Supervises and oversees collection, custody and disbursement of all institutional funds, an internal audit program, and preparation of financial reports.
- 4.24 Maintains accurate accounting records and assure that expenditures are made in accordance with approved budgets and University of Texas System Regulations.
- 4.25 Supervises and oversees building and remodeling programs and cooperate with other administrative officers in long-term planning for overall development of The University of Texas Medical Branch campus and physical facilities.
- 4.26 Represents The University of Texas Medical Branch in relations with both governmental and non-governmental units in negotiating agreements for support of patient care, research programs, building and remodeling programs, etc., subject to the policies and procedures of Central Administration and The Board of Regents.
- 4.27 Assists in the development of improved practices in Administration and Fiscal Management.
- 4.28 Prepares The University of Texas Medical Branch section of the Chancellor's docket and of The Board of Regents' agenda material for the approval of the President.

- 4.29 Exercises line responsibility and supervision over the following offices and functions:
- a. Business Manager's Office
  - b. Auditor's Office
  - c. Bursar's Office
  - d. Purchasing, Central Receiving, and Central Stores
  - e. Data Processing Division
  - f. Internal Auditor
  - g. Physical Plant Department
  - h. Personnel Office
  - i. Auxiliary Enterprises and Service Departments
  - j. Security and Traffic
  - k. Sponsored Research (Fiscal Management)
- 4.30 Interprets The University of Texas System policies to the staff and employees of the Business Office and through the President interprets the programs and needs of the Business office to the Chancellor, The Board of Regents, and the public.
- 4.31 Prepares and recommends rules and regulations for the governance of the Institution in the area of business affairs, which rules and regulations, when approved by the President and the Chancellor, shall constitute the "Institutional Supplement for The University of Texas Medical Branch at Galveston."
- 4.32 Discharges such other duties and responsibilities as may from time to time be assigned by the President and acts for the President when directed to do so.

3. Galveston Medical Branch: Disbursement of Funds in Excess of Salary Augmentation Requirements by (1) Departmental Disbursement Program and (2) Incentive Plan. --Vice-Chancellors LeMaistre and Walker recommend, and Chancellor Ransom concurs, that the recommendations of Doctor Blocker relating to the disbursement of funds, in excess of salary augmentation requirements generated by the Medical Service Research and Development Plan, be approved in accordance with the plan presented in the following Departmental Disbursement Program and Incentive Plan.

- (1) Physicians Referral Service Trust  
(Medical Service, Research and Development Plan)

Departmental Disbursement Program

The University of Texas Medical Branch at Galveston

After salary augmentation requirements have been met and depending upon the availability of funds, monies remaining in the Departmental Trust Fund Accounts may be used for any of the following:

- I. Support and Development of Departmental Teaching, Research and Professional Care of Patients.
  - A. Salaries (including UTMB required fringe benefits).
  - B. General ME & O for education, research and professional care of patients.
  - C. Ordinary and necessary business expenses incurred by the Doctors of such Departments in the earning of the professional fees charged by such Doctors, including cost of accounting and auditing departmental PRST accounts.
  - D. Travel and other expenses including registration fees and tuition incident to attendance at meetings authorized by the School or the Department.
  - E. Professional Liability Insurance Plan.
  - F. Professional Society memberships.
  - G. Permanent equipment and facilities.
  - H. Official departmental entertainment for faculty, staff, students and distinguished guests.
  - I. Travel in support of education, research and patient care activities.
  - J. Consultation fees for official visitors.
  - K. Faculty or staff recruitment, including reasonable moving expenses.

- II. Fringe benefits for members of the full-time faculty.
  - A. The University of Texas Group Life Insurance Plan.
  - B. Blue Cross-Blue Shield Major Medical.
  - C. The University of Texas Disability Insurance Program.
  - D. Accidental Death and Dismemberment Insurance.
  - E. Such other programs, including Retirement Plan, as may be approved by PRST and Board of Regents.
- III. Funds for the establishment of a Lectureship, Professorship or Chair.

(2) Physicians Referral Service Trust  
(Medical Service, Research and Development Plan)

INCENTIVE PLAN

The University of Texas Medical Branch at Galveston

Purpose: An Incentive Plan has been developed in order to encourage initiative and reward academic and financial productivity by the members of the PRST.

Funding: Not later than August 15th of each fiscal year, after expenses related to Faculty Augmentation, Fringe Benefits and support of Departmental teaching, research and patient care activities have been paid, money collected during the year and remaining in the Departmental PRST accounts may be placed in the Departmental Incentive Pool. These funds must be disbursed according to the Incentive Plan within the succeeding fiscal year.

Disbursement: All members of the PRST are eligible to participate in the Departmental Incentive Pool whereby merit supplementation may be earned according to an individual's contribution to the University of Texas Medical Branch. Guidelines for evaluation are the faculty member's significant contribution to:

- A. Medical education
- B. Research
- C. Administration

With appropriate consideration of his:

- A. Time in service
- B. Earnings
- C. Exceptional value to institution  
(committees, consultantships,  
recruitment, etc.)

Each instance of supplementation under these mechanisms shall be recommended by the Departmental Chairman, approved by the Dean of the School of Medicine and submitted through the President for authorization to the Chancellor and Board of Regents.

Due to the limited funds available for an Incentive Pool, it is anticipated that merit supplementations will be on an individual basis according to guidelines noted above. Augmentation through the Incentive Plan is never to exceed 50% of University Base Salary. Total augmentation from permissive plus incentive augmentation is never to exceed ~~100% of the University Base Salary~~

*the percentage approved  
by the Board of Regents.*

*(So amended)*



*Distributed at  
meeting*

Galveston Medical Branch: Proposed Establishment of a Marine Biomedical Institute. -- The following material has been submitted since the supporting materials for the Regents' meeting was mailed to you. This material supports Item No. 5 on Page Med-43:

Vice-Chancellors Singletary and LeMaistre recommend, and Chancellor Ransom concurs, approval of the following proposal identified by the date September 14, 1968, concerning the establishment of a marine biomedical institute to be located on the campus and administered within the framework of The University of Texas Medical Branch at Galveston.

This proposal has been approved by the administrative officers of Texas A & M University and The University of Texas Medical Branch, President Hackerman, Doctor Kozmetsky and Special Assistant Konecci.

Below is a letter from Doctor Blocker with reference to the establishment of the proposed institute:



THE UNIVERSITY OF TEXAS MEDICAL BRANCH  
GALVESTON, TEXAS 77550

Office of the President

September 13, 1968

Charles A. LeMaistre, M.D.  
Executive Vice-Chancellor  
for Health Affairs  
The University of Texas System  
Austin, Texas 78712

Dear Doctor LeMaistre:

We had a meeting on Thursday, September 12, which included the following individuals:

- Mr. Jack Josey, Vice-Chairman of The University of Texas System Board of Regents
- Dr. Eugene B. Konecci, Special Assistant to the Chancellor, UTS
- Col. Seymour Schwartz, Special Research Assistant, CBA, UTA.
- Dr. T. G. Blocker, Jr., President, The University of Texas Medical Branch
- Dr. J. M. White, Vice-President for Academic Affairs, UTMB.
- Dr. S. G. Thompson, Associate Dean of Medicine, UTMB.
- Mr. V. E. Thompson, Vice-President for Business Affairs, UTMB.
- Mr. Warren G. Harding, Vice-President for Health Services, UTMB.
- Dr. Donald A. Rappoport, Director of Molecular Biology, Pediatrics Department, UTMB.
- Dr. Andrew D. Suttle, Vice-President for Research, Texas A & M University
- Dr. William P. Fife, Acting Head of College of Science, TAMU.
- Col. Robert W. Martindale, Administrative Director, The Marine Biomedical Institute.

To: Dr. LeMaistre  
September 13, 1968  
Page 2

Dr. C. J. Lambertsen, Professor of Pharmacology and Experimental Therapeutics of the University of Pennsylvania School of Medicine, attended as an interested guest since he has been our consultant regarding the development of The Marine Biomedical Institute's program on this campus.

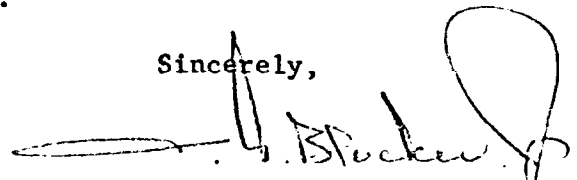
A thorough discussion was held regarding the proposed joint agreement. This discussion stressed particularly the role of the Coordinating Committee (formerly called The Marine Biomedical Institute Governing Board). Its composition and function have been changed to delineate clearly its role as an advisory body. I think it is imperative that we indicate a significant and important role for Texas A & M University because:

- 1) Interested Federal agencies are expecting a regional marine biomedical program from Texas.
- 2) Our previous regional meetings designated The University of Texas and Texas A & M University as the sponsoring institutions which later will invite other agencies to participate.
- 3) Texas A & M University (although they need a medical partner) already has been designated a Sea Grant University and has the initial funding. They have had a Marine Biology Laboratory and a growing Maritime Academy in Galveston for some time. A \$1-million gift from the Moody Foundation to use as matching funds has been granted for new facilities on a 100-acre tract of land on Pelican Island, Galveston. They plan to move the current Marine Biology Laboratory and the Maritime Academy, with their ships the R/V Alaminos and the T/S Texas Clipper, to the new site.

It was agreed that faith, understanding, and much hard work on the part of both sponsoring institutions will be required to execute the joint marine biomedical program.

I urge that you support the establishment of a Marine Biomedical Institute jointly sponsored by The University of Texas and Texas A & M University and operated by The University of Texas Medical Branch. Approval of this agreement will allow The University of Texas Medical Branch to proceed with the details of organization of an Institute and will allow us to accelerate project work and to seek outside financial assistance. It is recognized that there are operating details which must be resolved. With this approval in hand, we can proceed to resolve such problems to the mutual satisfaction of both sponsoring institutions. Such actions require time, and I hope the Board of Regents of The University of Texas System will be indulgent in this regard. I foresee no operating problems that cannot be resolved.

Sincerely,



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

TGB/lr  
Enc-Alternate Proposal

## PROPOSAL

SUBMITTED FOR APPROVAL BY BOARDS OF THE UNIVERSITY OF TEXAS SYSTEM AND TEXAS A & M UNIVERSITY ON BEHALF OF THE UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON AND TEXAS A & M UNIVERSITY

September 14, 1968

1. The University of Texas Medical Branch at Galveston and Texas A & M University will work together to advance the understanding of the biomedical sciences through research and education associated with the marine environment.
2. The University of Texas Board of Regents will establish a marine biomedical institute at Galveston with administrative offices located on the campus of The University of Texas Medical Branch at Galveston.
3. This proposal is limited to the marine biomedical institute at Galveston and does not affect existing agreements between The University of Texas System and Texas A & M University (e. g. , water resources) nor preclude additional agreements.
4. The institute will be administered, including budgetary considerations, by The University of Texas Medical Branch at Galveston through its director of the institute.
5. The President of The University of Texas Medical Branch at Galveston will nominate the director of the institute for approval by the Chancellor of The University of Texas System subject to the Regents' Rules and Regulations.
6. The Coordinating Committee will be established and consist of a total of seven people: three from The University of Texas System; three from Texas A & M University; and an Executive Secretary, who will also be the director of the institute. The President of The University of Texas Medical Branch at Galveston will be the permanent Chairman of the Coordinating Committee, and the Vice-President for Research of Texas A & M University will be the permanent Vice-Chairman of the Coordinating Committee. The Coordinating Committee's role will be advisory to the marine biomedical institute. The Committee will make an annual report of the institute's programs, progress, accomplishments, and problems, including finances and facilities, to their respective universities.
7. The marine biomedical institute will conduct as much of its program as is feasible with staff members from their respective institutions after appropriate inter-institutional agreements are reached.

8. The marine biomedical institute will provide the opportunity for other research agencies, universities, and colleges to participate with The University of Texas Medical Branch at Galveston in the program of the institute.
9. Implicit in this understanding is the necessity for each institution to control its material, equipment and related items. Material, equipment and related items obtained through joint projects of the participating institutions funded from outside sources and applied for through the institute will remain the property of the institute.

4. Galveston Medical Branch: Establishment of Senior Study Group (Utilization of Faculty on Modified Service). -- Vice-Chancellor LeMaistre recommends and Chancellor Ransom concurs that the proposed Senior Study Group of The University of Texas Medical Branch be approved as outlined in Doctor Blocker's letter with the understanding that the Group would be self-supporting other than as provided in the Rules and Regulations of the Board of Regents.

March 28, 1968

Dr. Charles A. LeMaistre  
Vice-Chancellor for Health Affairs  
The University of Texas  
Austin, Texas 78712

Dear Dr. LeMaistre:

At the present time we have several emeritus professors as well as others on modified service on our faculty. During the next ten years this number will increase considerably. Throughout their "active" years these senior faculty members rose to positions of stature on our staff and achieved recognition as authorities in their respective fields. Many are only chronologically aged and have years of productivity before them. I feel that the time has come for us to organize them as a unit and make some effort to utilize the best qualities of each. This could well be the forerunner of an Institute for Advanced Study in Medical Science. The advantages of forming such a group would be many. This group would: 1) attract a higher scientific population to this area; 2) be an asset in the total recruitment program; 3) improve public relations on our campus; 4) tend to remove undue influence in some of the departments.

I am therefore requesting permission to establish on the Medical Branch campus a Senior Study Group, comprised of those of the older professors who wish to be a part of the group. From the beginning, it should be clearly understood that the group would be expected to finance itself, obtaining funds for physical facilities and grants for research and other activities as required, but non-competitive with foundations already contributing to the University. The group would be self-governed and self-disciplined. Members would be encouraged to continue their research endeavors and encouraged to write. To assure them of our continued interest and support, they would be asked to serve as consultants to the faculty; as a group, they would be recognized by the administration and would bring problems, solutions, and recommendations to the administration.

As you know, most of our emeritus professors are still extremely active; elevation to emeritus status gives them a sudden letdown and feeling of uselessness. The more active would certainly draw the less active to the group, and those nearing retirement age would, in a sense, have a challenge for the future.

Inasmuch as all of the scientific institutions in the University System could participate in this type program, I would like to recommend this as an item for discussion at the Health Affairs Council.

With kindest personal regards, I am

Sincerely yours,

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

5. Galveston Medical Branch: (1) Discussion by Doctor Blocker on the Status of the Marine Biomedical Sciences Institute at Galveston and (2) Request to Lease Space in the Sealy-Smith Professional Building. -- Vice-Chancellor LeMaistre recommends, and Chancellor Ransom concurs, that Doctor T. G. Blocker, Jr., President of The University of Texas Medical Branch at Galveston, be allowed to discuss with the Regents the status of the Marine Biomedical Sciences Institute at Galveston, and to obtain their authorization to proceed with the orderly development of this facility, including the rental of approximately 770 square feet of office space in the Sealy-Smith Professional Building to fulfill the initial space requirements of the Institute. This space will be leased at a cost of 35¢ per square foot, or approximately \$269.50 per month, to be paid from Federal funds.

6. Dallas Medical School: Authority to Board Animals. -- Vice-Chancellors Walker and LeMaistre recommend, and Chancellor Ransom concurs, that Dean Sprague's request, as set out in the letter below, to board animals on the farm of Dr. Franklin J. Stein be approved, and that Dr. Stein be paid for this service on an annual basis. Dr. Stein is the Assistant Director of the Animal Hospital at the Dallas Medical School.

THE UNIVERSITY OF TEXAS  
SOUTHWESTERN  
MEDICAL SCHOOL AT DALLAS

August 26, 1968

OFFICE OF THE DEAN

5323 HARRY HINES BLVD.  
DALLAS, TEXAS 75235

CHANCELLOR'S OFFICE U. of T.

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

AUG 27 1968

Dr. Harry Ransom  
Chancellor  
The University of Texas System  
Austin, Texas 78712

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

Dear Doctor Ransom:

The shortage of space in our animal quarters has reached such a critical stage that we must begin boarding farm type animals in private facilities. After careful and thorough investigation of all known facilities for boarding these animals, our Animal Care Committee recommended the farm of Dr. Franklin J. Stein. Since Dr. Stein is the Assistant Director of our Animal Hospital it is necessary that we have your approval, and that of the Board of Regents, to pay him for rendering this service for the University.

This recommendation is made only after investigating and eliminating from consideration all other known facilities. Furthermore, I would like to make it entirely clear that Dr. Stein did not seek this business and only suggested the use of his farm to the Committee when no other solution seemed possible. This boarding arrangement will be advantageous to the University for the following reasons:

1. Dr. Stein is a licensed veterinarian who is familiar with the research requirements of the projects on which these animals are used.
2. We can feel assured that the animals will be well cared for and the research projects will not be jeopardized because of improper care.
3. Some required tests can be made daily by Dr. Stein for the investigators that will result in saving them considerable time in traveling to remote locations where the animals would have to be housed.
4. The cost to the University, as shown on the attached sheet, will not exceed the current cost in facilities that are inadequate for research purposes.

Your approval, and that of the Board of Regents, is requested to pay Dr. Stein for boarding research animals at the indicated rates. It is further requested that I be authorized to adjust these rates and add additional types of animals as operating conditions or research requirements change, in which case, complete justification for the revised rates will be maintained for review by University, State and Federal auditors.

Sincerely yours,

*Charles C. Sprague*  
 Charles C. Sprague, M. D.  
 Dean

APPROVED *Harry Ransom*  
 \_\_\_\_\_  
 Chancellor  
 The University of Texas System

CCS/sgm

Enclosure

*Recommended approval with  
 annual renewal required  
 Chas LeMaistre*

	Cost Per Day		
	University Facilities	Private Farms***	Proposed Rate Dr. Stein
Sheep	0.75	0.84	0.75
Goats	0.75	0.84	0.75
Poultry	0.12	*	0.10
Swine			
Small	0.50	*	0.50
Large	1.00	*	1.00
Cattle			
Age to 6 months	**	**	1.00
Age 6 to 12 months	**	**	1.50
Age over 12 months	**	**	2.00
Transporting Animals			1.00 each way

\* We have been unable to find adequate private facilities for boarding poultry and swine under research requirements.

\*\* We are not currently using cattle since the University does not have facilities to house them. The Animal House Committee could not find a farm within a reasonable distance from Dallas to board cattle used in research. The rates quoted by Dr. Stein are considered reasonable and it would be most desirable to have all of these animals at one location and under the care of a veterinarian.

\*\*\* Don Ferguson, Carrollton, Texas, and Jerry Rheudasill, Lewisville, Texas



7. San Antonio Medical School: Resolution of Appreciation to Protestant Children's Home. -- Vice-Chancellor LeMaistre recommends, and Chancellor Ransom concurs, that the following resolution citing the contribution made by the Protestant Children's Home to the development of The University of Texas Medical School at San Antonio be approved:

#### RESOLUTION

WHEREAS, The Board of Directors of the Protestant Children's Home of San Antonio, Texas, made a generous offer of the use of certain of its physical properties to house the Department of Psychiatry of The University of Texas Medical School at San Antonio; and

WHEREAS, these properties were made available without cost to the San Antonio Medical School; and

WHEREAS, this generous offer made space available in which to continue the development of the Department of Psychiatry without delay pending the completion of the permanent medical school building;

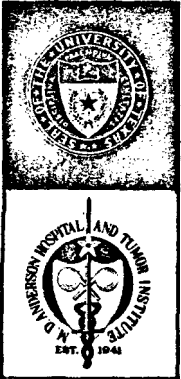
NOW, THEREFORE, BE IT RESOLVED that the Board of Regents of The University of Texas System expresses appreciation to the Board of Directors of the Protestant Children's Home for this most generous and cooperative act.

Anderson Hospital: Johnson (Lutheran) Memorial Building. --Approval was given to Dr. Clark's recommendation that a committee be appointed to make a site visit to evaluate 51,000 acres of land in DeSoto-Highlands-Charlotte counties in Florida for the purpose of determining feasible means of its disposition. Named to the committee were: Josey, Bauer, Clark, Palmer and Shelton. *acquire and/or disposal.*

This land originally was donated by Mr. M. G. Johnson to the M. G. and Lillie A. Johnson Foundation and by agreement with Mr. Johnson on June 26, 1968, proceeds from its sale at \$165 per acre will be made immediately available to The University of Texas System for construction of the Johnson (Lutheran) Memorial project. In order to proceed with the planning, design, and total funding, possibilities to be considered include disposition of the property immediately by sale and, alternatively, acceptance of the ~~6~~/// acreage by the Board of Regents of The University of Texas System as a gift with the asset guarantee to Mr. Johnson of the equivalent of \$165 per acre either from its eventual sale or from PUF bond money. The Board previously authorized obtaining the services of Medical Planning Associates and preparation of preliminary plans and the relationship of these two steps to the total project were reviewed in a graph of dollars/time sequence prepared by Dr. Clark. D// Following the site visit, the committee will report to the Board. In these deliberations, the Board expressed deep appreciation of Mr. Johnson's actions.

*Sac. Dictated  
Dr. Clark*

8. Anderson Hospital: Lutheran Pavilion and Johnson Memorial Building. -- Vice-Chancellors LeMaistre and Walker recommend and Chancellor Ransom concurs with the recommendation of Doctor Clark that the Board of Regents appoint a committee to evaluate the 51,000 acres of land in DeSoto-Highlands-Charlotte Counties, Florida, and investigate feasible means of acquisition and/or disposal. It is suggested that Mr. Josey, Mr. Bauer, Doctor Clark, Mr. Lester Palmer and Mr. Floyd Shelton be included on the Committee. More specific recommendations of Doctor Clark are set out in the following letter:



**THE UNIVERSITY OF TEXAS**

M. D. ANDERSON HOSPITAL AND TUMOR INSTITUTE

Texas Medical Center Houston, Texas 77025

August 22, 1968

OFFICE OF THE DIRECTOR

Dr. C. A. LeMaistre  
 Executive Vice-Chancellor for Health Affairs  
 The University of Texas System  
 Austin, Texas 78712

CHANCELLOR'S OFFICE U. of T.	
Acknowledged .....	File .....
AUG 26 1968	
To.....	For info and Return
To.....	Please Advise Me
To.....	Please " " "

Dear Doctor LeMaistre:

This is a report of the present situation in regard to the Lutheran Pavilion and Johnson Memorial Building we are planning as an addition to the M. D. Anderson Hospital and Tumor Institute. Attachments 1 and 2 show the time/dollar sequence required for the hospital and clinic, and hospital only, respectively. If it becomes necessary we can make the clinic a separate project, although it is vitally concerned with the new beds.

At a meeting on June 26, 1968, with Mr. Johnson and Dr. Frederick C. Elliott, member of the Johnson Foundation, it was agreed by Mr. Johnson that he would assign the proceeds from the sale of 51,000 acres he owns in De Soto-Highlands-Charlotte Counties, Florida, to the above mentioned project provided \$165 an acre could be obtained for the land. He gave me permission to proceed with attempts to sell the property or to effect a transaction with the Board of Regents of The University of Texas which would accomplish the same goal.

It is my recommendation that the Board of Regents proceed to evaluate this land and investigate means of disposal. It is hoped that Mr. Bauer, Mr. Josey, and any other interested members of the Board will accompany me on a site visit to this property. From the information at hand, it appears that \$165 an acre is a just but top price for this land at present. Consideration should be given to the desirability of disposing of this property prior to the next meeting of the Legislature in order to assure them of our need for retaining the \$2-1/4 million previously appropriated by the Legislature for equipping and furnishing this building.

Another alternative would be for The University of Texas to accept the gift of 51,000 acres of land, guaranteeing Mr. Johnson the equivalent of \$165 per acre either from the sale or from permanent fund bond money for this project. Since the total project would require approximately six years to finish, it appears certain that by that time the University could obtain at least \$165 an acre, and in the interim would be simply guaranteeing funding for the building project during the stages of planning and fund matching.

In summary, the project could be greatly accelerated if we are able to adhere to the time sequence indicated on the attachments in order to be ready for bids in October, 1970. This would entail the expenditure of \$795,000 for preliminary and detailed plans, and allow maximum time for disposal of the land.

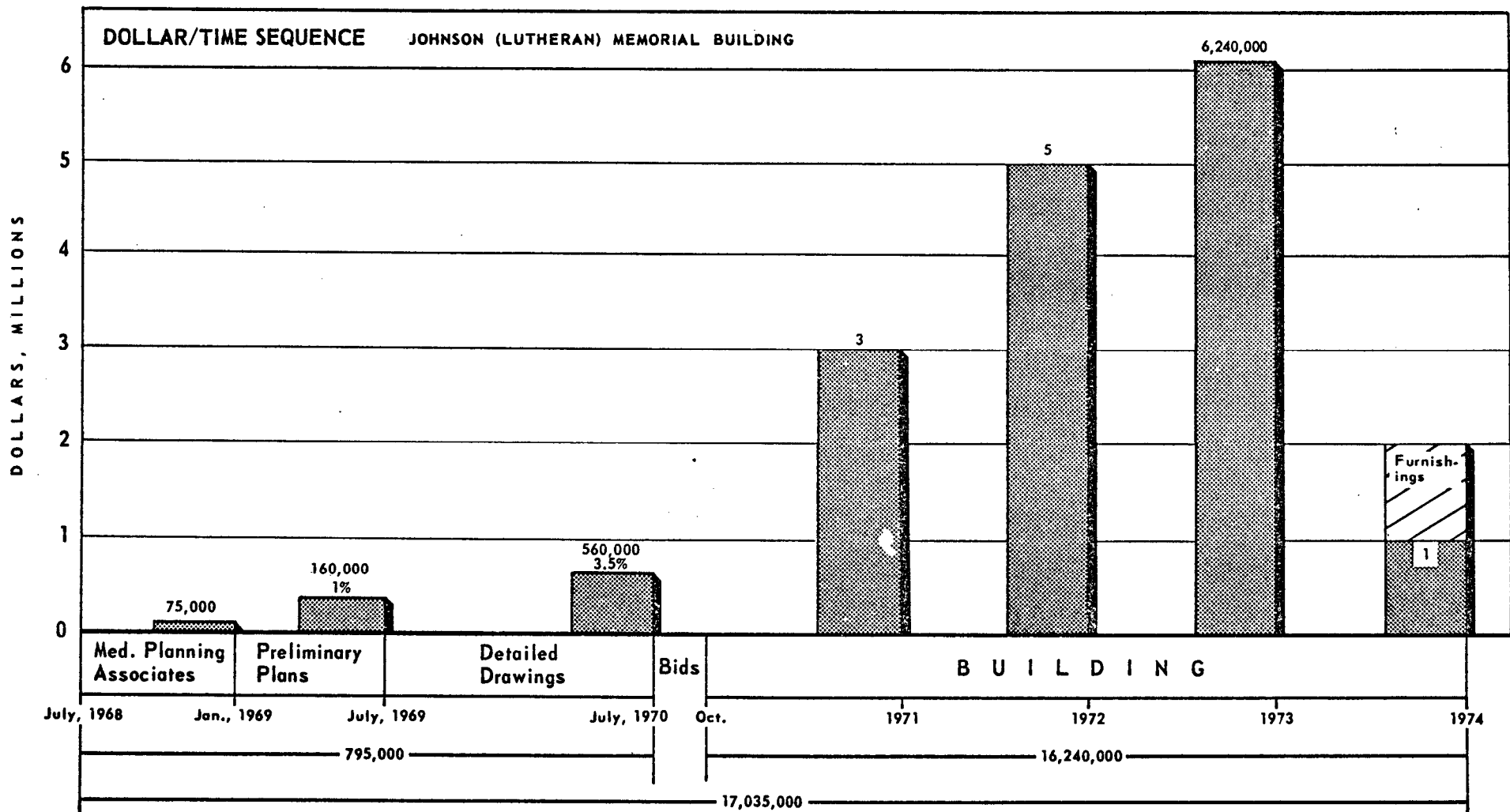
In the meantime, the preliminary plans will be used to seek matching money from Hill Burton funds, Health Research Facilities funds, federal matching funds for medical education, and private philanthropy. As a matter of fact, plans are already under way to explore possibilities for additional funding.

Sincerely yours,

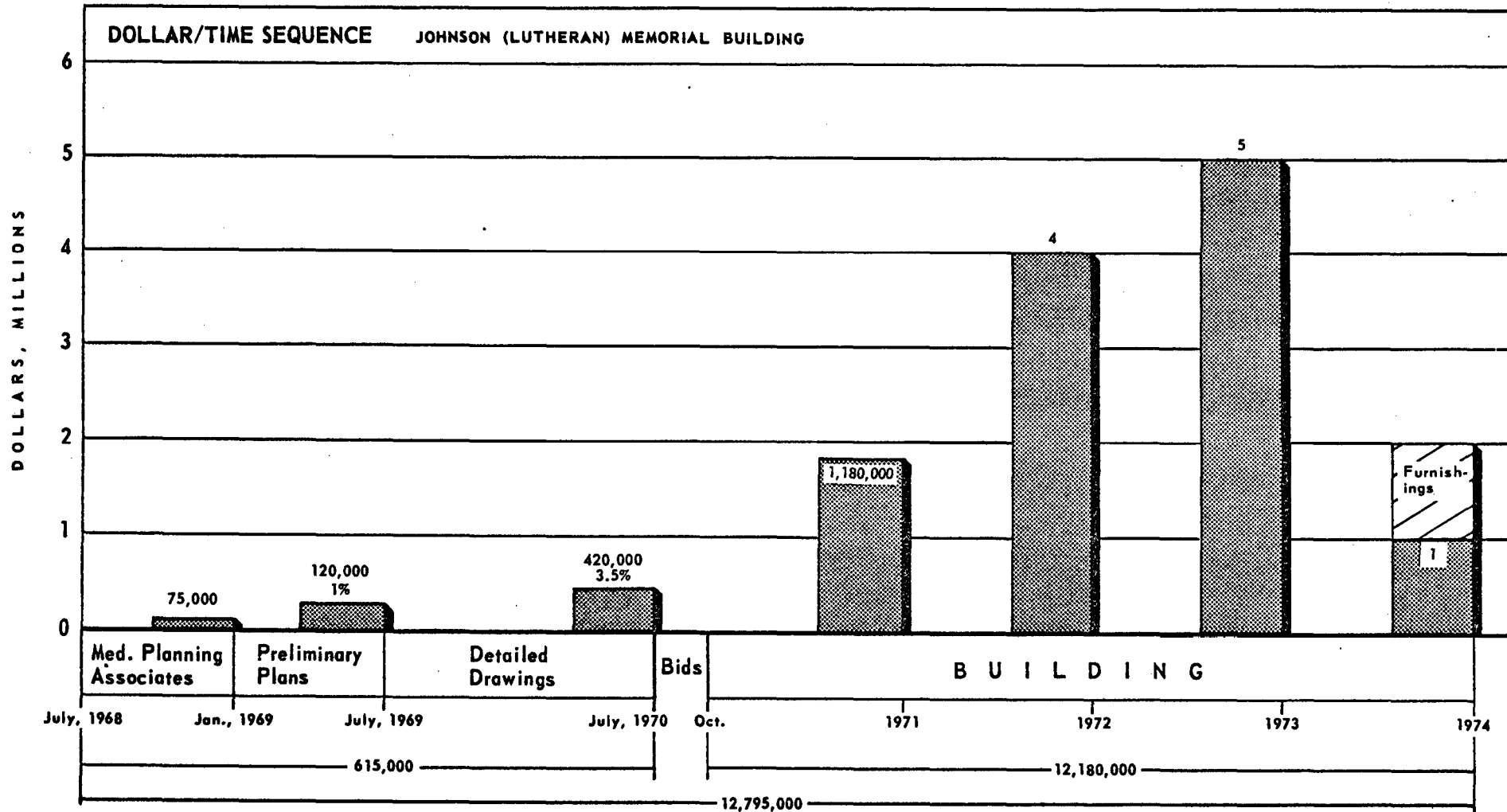


R. Lee Clark, M. D.  
Director

cc: Mr. William Bauer  
Dr. Frederick C. Elliott  
Mr. Frank C. Erwin, Jr.  
Mr. M. G. Johnson  
Mr. Jack S. Josey  
Mr. Lester Palmer  
Dr. Harry H. Ransom  
Mr. E. D. Walker



HOSPITAL AND CLINIC



HOSPITAL ONLY

9. Public Health School, Houston Dental Branch, G.S.B.S.: Reallocation of Permanent University Funds; *Allocation of Private Funds; Sharing of Facilities; 5) Temporary Facilities;*

Since the Federal matching funds for the construction of the Dental Science Institute have been denied, and the prospect for matching funds for construction of public health schools is encouraging, Vice-Chancellors Walker and LeMaistre recommend, and Chancellor Ransom concurs, the following:

- (1) Reallocation of the 2.5 million dollars originally scheduled for the Dental Science Institute to the construction of The University of Texas School of Public Health in Houston,
- (2) Authorization of The University of Texas School of Public Health to seek private funds and Federal funds for a building estimated at a total cost of 10 million dollars (previous Board of Regents authorization 8 million dollars).
- (3) Affirmation of the intention that The University of Texas School of Public Health will share certain facilities (such as classroom and research space) with The University of Texas Graduate School of Biomedical Sciences.
- (4) Appropriation of \$500,000 from the PUF Bond proceeds to the School of Public Health for the construction of classroom and laboratory facilities. When the School of Public Health's permanent facility is completed, these buildings will either continue to be used as classroom and laboratory facilities for the component units in Houston or converted, at a minimum cost, into service units.
- (5) Authorization for The University of Texas Dental Branch to study the feasibility and cost of obtaining needed physical facilities through other Federal programs, with specific consideration of the possibility of a major expansion of entering enrollment of dental students, dental hygienists and dental technicians.

10. Houston Medical Units: Hospital Affiliation Agreement with The Hedgecroft Hospital of Houston. -- Vice-Chancellor LeMaistre recommends and Chancellor Ransom concurs approval of the following affiliation agreement with the Hedgecroft Hospital of Houston:

AGREEMENT

THE STATE OF TEXAS

COUNTY OF HARRIS

This AGREEMENT made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1968, by and between the BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, hereinafter sometimes called "University," and the Hedgecroft Hospital of Houston, hereinafter sometimes called "Hospital," WITNESSETH:

WHEREAS, during the past half century advances in medicine have been more significant and rapid than in any other previous period of history, and over the past two decades the pace has increased dramatically and appears to be accelerating; and

WHEREAS, in recognition of contemporary trends and likely future requirements, University and Hospital agree on the desirability of establishing a closer working relationship between the two institutions, who share a common commitment to offer the people of Houston, Texas, and the Southwest a program of excellence in medical education and also share the desire to coordinate all medical care resources for the benefit of improved patient care and the further development of Houston as a medical center:

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, University and Hospital hereby agree as follows:



1. EXTENT OF AFFILIATION AT THE DEPARTMENTAL LEVEL

The purpose of this agreement is to establish a broad framework of policy to facilitate cooperation between University and Hospital. It is agreed that the initiative for establishing definitive relationships will be vested in the respective department heads of the departments within institutions of University and the corresponding departments or division of Hospital. It is further understood that individual departments of University may or may not establish affiliations with Hospital, depending upon their needs and circumstances and subject to appropriate action by the respective governing bodies.

2. PROVISION FOR FACULTY APPOINTMENTS FOR HOSPITAL STAFF MEMBERS

Both parties agree that academic status is a strong inducement for attracting well qualified individuals for teaching positions at Hospital, and that academic appointment made by University for individuals in full-time key positions at Hospital should include tenure or assurances of continuation of employment, if possible. This will be granted on an individual basis subject to the approval of University. In order to achieve satisfactory financial arrangements, the fiscal alternatives for obtaining appointments in this category are:

(1) Unqualified Tenure Appointment:

Guarantee by Hospital for all future salary costs for any tenure appointments by University

Under this arrangement Hospital will guarantee to pay to University the salary for full-time personnel requested by Hospital granted tenure by University. This guarantee shall continue as long as University is required to maintain personnel acquired under this arrangement.

(2) Qualified Tenure Appointment:

Guarantee by Hospital of the future salary costs for a limited term tenure appointment of seven years following termination or discontinuation of a hospital position

Under this agreement the faculty member would receive a tenure guarantee covering up to seven years dating from the notification of termination, and so long as the physician occupies a full-time faculty position at

University. Thus, if his position were discontinued at Hospital, he would receive salary from Hospital for a maximum of seven years, but only if he continued as a full-time faculty member of University.

(3) Hospital Staff without Compensation:

Rules and procedures established by Hospital will be used in appointment of medical staff of Hospital without teaching assignment, faculty designation, or compensation through University.

(4) Hospital Staff with Partial Compensation and/or University Faculty Appointment:

Mutual agreement between Hospital and University is required for appointment in either category in this section with definition of faculty title, duties, amount of compensation (if any), and term of appointment (annual unless otherwise agreed upon).

3. COMPENSATION ARRANGEMENTS FOR FULL-TIME FACULTY

Physicians employed full time by University and based at Hospital with academic appointments will be subject to The University of Texas System policy regarding salary plan. Fees earned in excess of the maximum allowed will be placed in a trust fund and used to develop medical education and research programs at Hospital. These funds should not be committed on a continuing basis for the salaries of additional full-time personnel.

4. JOINT SPONSORSHIP OF RESEARCH ACTIVITIES

Hospital will provide research facilities for physicians who are geographically full time on its campus. Research projects at Hospital may be jointly sponsored by University. In such cases there will be prior agreement as to the extent of the responsibility of each institution in the administration of research funds, provision of staff and facilities and ownership of equipment purchased with research funds.

5. PROVISION FOR REVIEW OF RELATIONSHIP

Both parties agree that a productive and harmonious relationship between the two institutions depends upon maintaining effective channels of communication. The parties anticipate that routine matters will be handled and decided mutually through

continuous contacts at the departmental level. At least annually, and more frequently if necessary, a group representing each institution shall review and discuss over-all relationships and policies and other matters of common concern.

If any aspect of this agreement becomes unsatisfactory, a joint committee shall be responsible for discussing and resolving the questions involved. If a change in the agreement is necessary, the committee shall make recommendations to the authorities in each institution. If problems develop which are sufficiently serious and cannot be resolved, dissolution of the agreement may be indicated. Effective date of such dissolution shall be mutually agreed upon with adequate time to allow each institution to make necessary arrangements in an orderly manner.

This agreement shall be for a term of ten (10) years from and after its effective date and may be terminated at any time upon mutual consent of the parties. It may also be amended in writing to include such provisions as the parties may agree upon.

EXECUTED by the parties on the day and year first above written.

ATTEST:

BOARD OF REGENTS OF  
THE UNIVERSITY OF TEXAS SYSTEM

\_\_\_\_\_  
Secretary

By \_\_\_\_\_  
Chairman

*Mrs. Charles W. Barnes, Jr.*  
\_\_\_\_\_  
Secretary

HEDRECROFT HOSPITAL OF HOUSTON  
*Walter L. Moore, Jr.*  
\_\_\_\_\_  
Chairman Board of Trustees

Approved as to Form:

Approved as to Content:

*Dunace Walkey*  
\_\_\_\_\_  
University Attorney

*Charles A. LeMaistre*  
\_\_\_\_\_  
Vice-Chancellor for Health Affairs

*Ellen Walker*  
\_\_\_\_\_  
Vice-Chancellor for Business Affairs

## **Committee of the Whole**

COMMITTEE OF THE WHOLE  
Chairman Erwin, Presiding  
Executive Session

Date: September 20, 1968

Time: Following the meeting of the Land and Investment Committee

Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

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*AK*  
*Board of Regents*  
*9/20/68*

## DOCUMENTATION

### I. REPORTS AND SPECIAL ITEMS BY REGENTS

A. Chairman Frank C. Erwin, Jr..

B. Vice-Chairman Jack S. Josey

C. Regent W. H. Bauer

D. Regent Frank N. Ikard

E. Regent (Mrs.) J. Lee Johnson III

F. Regent Joe M. Kilgore

G. Regent Levi A. Olan

H. Regent John Peace

I. Regent E. T. Ximenes

### II. REPORTS AND SPECIAL ITEMS BY CHANCELLOR

### III. REPORTS AND SPECIAL ITEMS BY VICE-CHANCELLORS

A. Executive Vice-Chancellor Charles LeMaistre

B. Executive Vice-Chancellor Otis Singletary

C. Executive Vice-Chancellor E. D. Walker

D. Vice-Chancellor Graves W. Landrum

E. Vice-Chancellor Raymond W. Vowell

#### IV. SPECIAL ITEMS

##### A. The University of Texas System

###### 1. Regents' Rules and Regulations, Amendments to:

a. Part One, Chapters II and VI. --It is recommended that all the necessary rules be waived and that final approval be given to the following amendments to the Regents' Rules and Regulations, Part One, Chapters II and VI:

#### EXPLANATION OF NOTATION SYSTEM

- (1) Material that has been neither bracketed and capitalized nor underlined is unamended source material;
- (2) Material that has been underlined is new material; and
- (3) Material that has been capitalized and set off with brackets is material that has been deleted.

(1) Amend Subdivision 3.21(9), Subsection 3.2, Section 3, Chapter II, Part One, Regents' Rules and Regulations, to read as follows:

(The institutional head is expected to:)

all  
"3.21(9) Cause to be prepared and submitted to the Chancellor for further submission to the Board of Regents (together with the Chancellor's recommendations thereon) rules and regulations for the governance of the institution. When ~~/~~, AND WHEN/ such rules and regulations have been finally adopted and approved by the Board of Regents ~~/~~CHANCELLOR/, they shall thereafter ~~/~~SUCH RULES AND REGULATIONS SHALL/ constitute the "Institutional Supplement" for that institution. Provided, however, that whether or not finally approved by the Board of Regents, any rule or regulation in any such "Institutional Supplement" that is in conflict with any rule or regulation in the Regents' Rules and Regulations, as now in effect or hereafter amended, shall be null, void, and of no effect, and whenever any such conflict is detected, ~~/~~THE REGENTS' RULES AND REGULATIONS ARE AMENDED,~~/~~ the Chancellor and the chief administrative officers of the component institutions shall immediately recommend to the to the Board of Regents such amendments to ~~/~~PROCEED PROMPTLY TO MAKE ANY AND ALL AMENDMENTS IN/ the "Institutional Supplements" as may be necessary to eliminate such conflicts ~~/~~CONFORM THE INSTITUTIONAL SUPPLEMENTS TO THE PROVISIONS OF THE REGENTS' RULES AND REGULATIONS/. "

(2) Amend Sentence 7, Subsection 3.10, Section 3, Chapter VI, Part One, Regents' Rules and Regulations, to read as follows:

"The hearing shall be held before a tribunal, which shall be appointed by the institutional head or his delegate ~~/~~DEAN OF STUDENTS/ 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 ~~/~~, AND WHICH/ shall not include any accuser of the accused student."



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(3) Amend Sentence 10, Subsection 3.10, Section 3, Chapter VI, Part One, Regents' Rules and Regulations, to read as follows:

"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 DEAN OF STUDENTS, 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 STUDENT WILL 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 [STUDENT'S] reasons for the appeal be presented in writing instead of orally."

(4) Amend Section 3, Chapter VI, Part One, Regents' Rules and Regulations, by adding a Subsection 3.(16) to read as follows:

"3.(16) Each component institution shall maintain for every student who has received any disciplinary penalty at such institution, a permanent written disciplinary record that shall reflect the nature of the charge, the penalty assessed, and any other pertinent information. This disciplinary record shall be separate from the student's academic record and shall be treated as confidential, and the contents shall not be revealed except upon request of the student or upon direction of the institutional head or his delegate."

(5) Amend Section 4, Chapter VI, Part One, Regents' Rules and Regulations, by adding a Subsection 4.7 to read as follows:

"4.7 Each component institution shall require that every approved or registered student organization or group furnish to the appropriate institutional officer at the beginning of each semester an accurate list of its members, and unless the institutional head or his delegate directs to the contrary, such membership list shall be kept current by the organization or group throughout the semester. Such list shall be available for any proper use in the administration of the institution."

(6) Amend Section 4, Chapter VI, Part One, Regents' Rules and Regulations, by adding a Subsection 4.8 to read as follows:

"4.8 No component institution shall approve or register any student organization or group whose actions or activities, in the opinion of the institutional head or the chancellor, are inimical to the educational purpose and work of the institution."

(7) Amend Section 6, Subsection 6.1, Chapter VI, Part One, Regents' Rules and Regulations, by adding a Subdivision 6.15 to read as follows:

"6.15 No person, whether or not a student or employee of a component institution, shall publicly distribute on the campus of any such institution any petition, handbill, or piece of literature that is obscene, vulgar, or libelous, or that advocates the deliberate violation of any federal, state, or local law."

(8) Amend Section 6, Subsection 6.1, Chapter VI, Part One, Regents' Rules and Regulations, by adding a Subdivision 6.16 to read as follows:

"6.16 No person, whether or not a student or employee of a component institution, shall post or carry any sign or poster that is obscene, vulgar, or libelous, or that advocates the deliberate violation of any federal, state, or local law."

(9) Amend Section 6, Subsection 6.1, Chapter VI, Part One, Regents' Rules and Regulations, by adding a Subdivision 6.17 to read as follows:

"6.17 No person, whether or not a student or employee of a component institution, shall install, occupy, or use on the campus of any such institution any booth, if the use of the booth is wholly or partly for the distribution or dissemination of words or material that is obscene, vulgar, or libelous, or that advocates the deliberate violation of any federal, state, or local law. For the purpose of this provision, the word "booth" includes furniture, enclosure, and any other structure temporarily installed for distributing petitions, handbills, or literature, or for displaying signs, or for raising funds or soliciting tangible items."

b. Part Two, Chapter IX, Subsections 2.1, 2.2, and 2.6. --Mr. Shelton, Executive Director of Investments, Trusts and Lands, recommends that the following amendments to the Regents' Rules and Regulations, Part Two, Chapter IX, Subsections 2.1, 2.2 and 2.6 be adopted:

#### EXPLANATION OF NOTATION SYSTEM

- (1) Material that has been neither bracketed and capitalized nor underlined is unamended source material;
- (2) Material that has been underlined is new material; and
- (3) Material that has been capitalized and set off with brackets is material that has been deleted.

- (1) Amend Subsection 2.1, Chapter IX, Part Two, Regents' Rules and Regulations, by adding a subsection 2.15 to read as follows:

#### 2.1, Investments Authorized for Purchase

"2.15 Convertible securities, of all kinds, issued by corporations on Approved List "A", provided advance approval is obtained from the Chairman of the Land and Investment Committee, or in the event of his unavailability, the Chairman of the Board, plus any two other members of the Board."

- (2) Amend Subsection 2.2, Chapter IX, Part Two, Regents' Rules and Regulations, by adding a subsection 2.23 to read as follows:

#### 2.2 Standards as to Quality

"2.23 FHA Mortgage Loans:

"2.231 Loan Standards:

"2.2311 The security for the loans shall be single family, owner occupied residences of good design and construction, in good condition, and comparable in value to other homes in the neighborhood.

"2.2312 Borrower must have a good credit rating and have adequate income to support the loan.

"2.2313 Loans shall be for \$10,000 or more and shall be fully insured by the FHA to the maximum extent permitted under the law.

"2.2314 Title and hazard insurance policies, written by companies acceptable to the Board of Regents, shall be furnished with respect to each loan purchased. Hazard insurance policies must be written by companies having a Best's rating of A-BBB or better.

"2.2315 No loan shall be purchased from any Seller-servicer until a formal contract has been entered into with such Seller-servicer on a form approved by the Board of Regents.

- "2.232 Minimum standards for Seller-servicers from which FHA loans are purchased:
- "2.2321 The Seller-servicer must be an approved FHA Mortgagee, and must have satisfactory credit rating, and an unimpaired capital and surplus of at least \$250,000.
- "2.2322 It must have been actively engaged for at least five years in the mortgage loan business, and, except for commercial banks, the mortgage loan business must be its principal business, and must have a capable and experienced organization, together with the necessary equipment to furnish timely accountings on a block basis.
- "2.2323 It must be servicing at least \$25,000,000 of loans, and its clients (other than Federal National Mortgage Association) must include at least three institutional investors, and must have a capability of producing not less than \$1,000,000 per year in FHA loans.
- "2.2324 It must carry a Mortgage Bankers Blanket Bond in an amount not less than \$250,000.
- "2.233 Implementation of FHA Mortgage Loan purchase program: The Executive Director of Investments, Trusts and Lands and/or the Endowment 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 interests 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 deeds 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."

(3) Amend Subsection 2.64, Section 2,  
Chapter IX, Part Two, Regents' Rules  
and Regulations, to read as follows:

"2.64 Authority re sale of securities. -- After consulting with the Staff Investment Committee and Investment Counsel, the Executive Director of Investments, Trusts and Lands is authorized: [ IT IS CONTEMPLATED THAT FROM TIME TO TIME THE BEST INTERESTS OF THE UNIVERSITY OF TEXAS SYSTEM AND THE PERMANENT UNIVERSITY FUND MAY BEST BE SERVED BY THE SALE OF CERTAIN SECURITIES (STOCKS OR BONDS), AND THE REINVESTMENT OF THE PROCEEDS IN OTHER SECURITIES (WHETHER SIMILAR OR DISSIMILAR). IT IS LIKEWISE CONTEMPLATED THAT SOME SUCH SALES MAY BE ADVISABLE EVEN THOUGH THEY MIGHT RESULT IN SOME LOSS IN BOOK VALUE OF THE FUND. IN ANY SUCH TRANSACTION, IT IS RECOGNIZED THAT TIME IS OF IMPORTANCE. A REQUIREMENT THAT SUCH SALE OR EXCHANGE TRANSACTIONS BE FIRST APPROVED AT A MEETING OF THE BOARD OF REGENTS WOULD BE IMPRACTICAL BECAUSE OF THE TIME INVOLVED IN OBTAINING SUCH APPROVAL. ACCORDINGLY, THE EXECUTIVE DIRECTOR OF INVESTMENTS, TRUSTS AND LANDS, AFTER CONSULTATION WITH THE STAFF INVESTMENT COMMITTEE AND INVESTMENT COUNSEL AND THE APPROVAL OF AT LEAST FIVE MEMBERS OF THE BOARD OF REGENTS (WHOSE VOTE MAY BE OBTAINED BY TELEPHONE), IS HEREBY AUTHORIZED].

"2.641 To sell stocks from time to time from List "B" [~~AND EFFECT DELIVERY THERETO TO THE PURCHASER OR PURCHASERS~~].

"2.642 After obtaining the further approval of the Chairman of the Land and Investment Committee, or in the event of his unavailability, the Chairman of the Board, plus any two other members of the Board, to sell stocks from time to time from List "A" for the purpose of reinvesting the proceeds in convertible securities issued by the company whose stock is sold; and to sell or convert any convertible securities hereafter acquired. [WITH THE PROCEEDS OF ANY SUCH SALE OR SALES, TO PURCHASE OTHER SECURITIES (STOCKS OR BONDS AUTHORIZED FOR PURCHASE UNDER THE REVISED POLICIES), EVEN THOUGH THE INVESTMENT SO MADE MAY REPRESENT SOME DEVIATION FROM THE GENERAL INVESTMENT PATTERN AUTHORIZED AS SET OUT IN PARAGRAPH 2.62 ABOVE. ]"

*Handwritten note:* "The above is a copy of the original and is not to be used for anything."

2. Board of Regents Resolutions Endorsing a Vote FOR

- a. Constitutional Amendment No. 9. --Below is a Xerox copy of a resolution presented by Chancellor Ransom:

The Council of College Presidents and the Committee of Governing Boards have endorsed the passage of Constitutional Amendment No. 9. Winn-McLane Associates have requested that each governing board of institutions of higher learning adopt a resolution endorsing a vote FOR Amendment No. 9.

It is therefore recommended that the Board of Regents adopt the following resolution:

WHEREAS, Constitutional Amendment No. 9 on the ballot to be submitted to the Texas voters on November 5, 1968, will permit the Legislature of the State of Texas to improve retirement benefits for faculty and staff in institutions of higher education; and

WHEREAS, retirement benefits are an essential part of the compensation plan for attracting and holding competent teachers and other employees; and

WHEREAS, the present retirement plan is inadequate for the needs of retiring teachers and other employees; and

WHEREAS, an improved retirement plan will permit state-supported colleges and universities in Texas to compete more effectively in the employment of teachers, scientists, and other employees; and

WHEREAS, the adoption of the proposed Amendment No. 9 would make an improved plan possible;

NOW THEREFORE BE IT RESOLVED, that the Board of Regents of The University of Texas System, meeting in Austin, Texas, this 20th day of September, 1968, does hereby endorse a vote FOR Constitutional Amendment No. 9.

- b. Constitutional Amendment No. 3. --Below is a Xerox copy of a resolution presented by Chancellor Ransom:

At the joint meeting of the Board of Regents of The University of Texas System and the Board of Directors of the A. and M. University System held on June 25, 1968, the Boards jointly endorsed H.J.R. 20 (60th Legislature). The Constitutional Amendment will be Amendment No. 3 on the ballot, and Winn-McLane Associates have requested that the Board of Regents formally adopt a resolution endorsing a vote FOR this Amendment. It is recommended that the Board of Regents adopt the following resolution:

WHEREAS, the passage of Amendment 3 is of utmost importance to The University of Texas System, which receives two-thirds of the income from the Permanent University Fund; and

WHEREAS, the passage of Amendment 3 will make it possible to modernize the philosophy for administration of the Permanent University Fund, thus permitting its management more in keeping with the investment practices of the more successful college and university endowments operating in this country; and

WHEREAS, in the long run the broadened authority should result in a substantial increase in the income produced for The University of Texas System and the Texas A. and M. University System; and

WHEREAS, the passage of Amendment 3 should enable the Permanent University Fund to be managed in such manner as to reasonably protect the real value of the fund through the years;

NOW THEREFORE BE IT RESOLVED, that the Board of Regents of The University of Texas System, meeting in Austin, Texas, this 20th day of September, 1968, endorses a vote FOR Constitutional Amendment No. 3.

B. The University of Texas at El Paso

3. Traffic and Security Service. --Below is a Xerox copy of Chancellor Ransom's recommendation:

Pursuant to the action of the Board of Regents at the meeting on January 26, 1968, regarding the implementation of Chapter 80, Acts, 60th Legislature, 1967 (S.B. 162), we recommend that the following resolution be adopted by the Board of Regents pertaining to traffic and security regulations at The University of Texas at El Paso.

BE IT RESOLVED by the Board of Regents of The University of Texas System that pursuant to Section 2 of Article 2919j, V.C.S., the following traffic regulations of The University of Texas at El Paso be and they are hereby adopted as the traffic regulations governing the operation and parking of vehicles upon the grounds, streets, drives, and alleys or any other institutional property under the control of The University of Texas at El Paso; and henceforth any person violating any provision of the said traffic regulations may upon conviction be punished by fine of not more than \$200.00 pursuant to said Section 2.

Introductory Statement

These regulations promulgated under authority of law govern the operation and parking of motor vehicles on property under the jurisdiction of The University of Texas at El Paso. The term "vehicle" or "motor vehicle" includes automobiles, trucks, motorcycles, motorbikes and scooters. The following rules shall be in effect at The University of Texas at El Paso:

The general and criminal laws of the State of Texas are declared to be in full force and effect on the campus. The Campus Security personnel are empowered and authorized to enforce these parking and traffic regulations. Campus Security personnel shall also perform such duties as may be delegated to them from time to time by the Chief of Campus Security. All city, county, state and The University of Texas at El Paso traffic regulations and rules governing the use of motor vehicles must be complied with on all parts of the campus throughout all hours of the day and night.

The University of Texas at El Paso assumes no responsibility for the care and/or protection of any vehicle or its contents at any time it is operated or parked on the campus. The University reserves the right to impound any vehicle which is unregistered and parked on the campus. Furthermore, the University reserves the right to impound any vehicle which is parked improperly or in a manner dangerous to vehicular or pedestrian traffic. The University assumes no responsibility for cost involved in removing, impounding, storing such vehicle, or any other cost involved.

Regulations posted on signs apply at all times.

The Chief of Campus Security shall have discretionary powers to enforce a policy of traffic control on the campus when the same is not specifically provided for by these rules.



## Article I. General Provisions

- Section 1. The purpose of these regulations is to facilitate the safe and orderly conduct of University business and to provide parking facilities in support of this function within the limits of available space. The shortage of parking space and the congested streets within the central campus area require that all drivers cooperate fully in observing these regulations.
- Section 2. For the purpose of these regulations, the "campus" is defined as all property which is under control of The University of Texas at El Paso.
- Section 3. These regulations are subject to change at the end of each school year should conditions warrant. Notice of such changes will be placed in The Prospector.
- Section 4. These regulations were recommended by the University Parking and Traffic Committee (hereafter referred to as the Committee) and approved by the President of The University of Texas at El Paso and the Board of Regents of the University of Texas System.

## Article II. Registration of Vehicles

- Section 1. All motor vehicles of faculty members, staff, classified personnel, and students which are driven or parked on the campus must be properly registered with the University Police. Motor vehicles requiring registration are all passenger vehicles, trucks, motorcycles, motor scooters, and motorbikes. Effective dates of parking permits are from September 1 to the following August 31.
- Section 2. Students, staff, and faculty will register their motor vehicles during their first regular class registration period for the year September 1 through August 31. After registration has been completed, motor vehicles brought on the campus will be registered through the University Police Office immediately upon arrival.
- Section 3. All persons applying for motor vehicle registration will be required to furnish a valid driver's license and their vehicle license number.
- Section 4. A motor vehicle is properly registered if the appropriate parking permit (decal) is permanently affixed to the lower left side of the vehicle's windshield. Taping or propping up are not considered to be permanent. Motorbikes, motorcycles, and motor scooters without windshields will have the parking permit affixed to the vehicle's gas tank or to a location on the vehicle which is easily seen.

- Section 5. If, subsequent to original motor vehicle registration, a change of vehicle or residence is made, this information will be given to the University Police. A replacement permit will be issued for a charge of 50 cents upon presentation of the title transfer receipt and the return of the original permit (decal).
- Section 6. The person who registers the vehicle with the University Police is considered to be the owner of the vehicle and is responsible for that vehicle at all times. If the operator of a vehicle involved in a violation is not the registered owner, both the driver and the person who registered the vehicle may be cited.
- Section 7. Persons desiring to register more than one vehicle may do so upon payment of the initial registration fee for each vehicle.
- Section 8. The purchase of a parking permit (decal) does not guarantee a parking space on University property.

### Article III. Parking Permit Eligibility

- Section 1. Full-time employees eligible for Class F or S permits may apply for a private parking space and pay the extra fee. This space will be assigned by the Committee consistent with other needs. The Committee may establish minimum levels of academic rank, administrative or classified grade, or salary as the basis of eligibility for private spaces.
- Section 2. Class F permits will be issued to administrative officers of the University designated by the President; to persons carrying appointments as members of the University faculty whose duties involve full-time teaching or full-time combinations of teaching, research, or administrative work; and to other persons approved by the Committee.
- Section 3. Class S permits will be issued to members of the staff, classified personnel, and part-time faculty who work at least three-fourths time for the University and who are paid on a regular University payroll; and to others approved by the Committee. The Committee may establish a minimum level or grade for classified personnel as a requirement for this class of permit, and it may establish a subclassification for those not eligible.
- Section 4. Class A permits will be issued to graduate and undergraduate students. Employment by the University as laboratory aides, assistants, secretaries, graders, technicians, or researchers will not change the student's classification from a Class A permit holder.

- Section 5. Class H permits will be issued to handicapped students. These may be issued for a definite period or for the year, depending on the nature of the disability.
- Section 6. Class D permits will be issued to residents of University housing. Holders of this type permit will be charged the regular fee for a second car and may, if they desire, purchase a Class A permit at the regular fee.
- Section 7. Graduate assistants may be approved by the Committee for Class S permits subject to the following conditions:
- (a) Adequate space must be available for the full-time staff or faculty.
  - (b) Permits are subject to review each semester in light of demands for Class S and F permits.
  - (c) The assistant must have a University contract calling for a total of one-half time or more employment by the University in one or more departments. To determine fractions of time of employment, twelve credit hours shall constitute full-time teaching and forty hours per week full-time employment in other work.
- Section 8. The Committee may establish a basic nine month, full-time salary consistent with other salaries at the University as a division point in the classification between F and S.
- (a) If the basic nine month full-time salary is equal to or greater than the set figure, the assistant will be considered a part-time instructor and will be eligible for a Class F permit.
  - (b) If the basic nine month, full-time salary is less than the set figure, the assistant will be considered a teaching assistant and will be eligible for a Class S permit.
- Section 9. All graduate assistants employed less than one-half time shall be classified as students and shall not be eligible for other than Class A, D, or H permits.
- Section 10. The total number of permits issued under Article III may be set by the Committee consistent with space available.

Section 11. Vehicle registration fees will be as follows:

	<u>Full Year</u>	<u>Spring and Summer</u>	<u>Summer Only</u>
1. Class F (a) Private	\$24.00	\$16.00	\$6.00
2. Class F (b) Other	6.00	4.00	2.00
3. Class S (a) Private	24.00	16.00	6.00
4. Class S (c) Other	6.00	4.00	2.00
5. Class H	6.00	4.00	2.00
6. Class D	0.00	0.00	0.00
7. Class A	3.00	2.00	1.00

Section 12. The University physician must certify to a student's handicap before he can be issued a Class H permit. "Handicap" in these regulations means serious physical disability which limits one's capacity to walk.

Section 13. Residents of University housing may obtain their Class D permits from the University Police by presenting their receipt for payment of the dormitory fees or apartment rent. No fee will be charged, but Class D permits are limited to one per dormitory resident or apartment unit.

Section 14. Mutilated or damaged permits (decals) will be replaced. A replacement permit will be issued by the University Police for a charge of 50 cents.

Section 15. Vehicle registration fees are non-refundable.

#### Article IV. Driving and Walking on Campus

Section 1. The maximum speed limit on all campus streets is 20 miles per hour except where posted otherwise. In parking areas the maximum speed is 10 miles per hour.

Section 2. The operation of a vehicle will be restricted to campus drives, streets, and parking lots.

Section 3. Pedestrians have the right-of-way over vehicles at all times.

Section 4. Pedestrians are expected to use the marked crosswalks, and they may be issued traffic citations for deliberately impeding vehicles or refusing to obey verbal instructions of police officers.

Section 5. Pedestrians will avoid walking across lawns and other posted areas.

Section 6. Pedestrians may be cited with violation notices for the above violations or for refusing to obey the lawful orders of a University Police Officer.

Article V. Parking Within the Central Control Zone

- Section 1. The Central Control Zone is that area enclosed by the manned control points and other barriers erected on access streets running into or through The University of Texas at El Paso campus.
- Section 2. Parking in the Central Control Zone will be limited to vehicles bearing current Class F, S, or H permits and to official visitors.
- Section 3. Control stations will be manned during announced hours. Vehicles other than those bearing Class F, S, and H permits and those of official visitors will not be permitted to enter the Central Control Zone during the restricted times. Unauthorized vehicles found driving or parked inside the Central Control Zone during these times will be issued citations, and they may be impounded or removed at the owner's expense.
- Section 4. Vehicles entering the campus for service, maintenance, or construction will be admitted to the Central Control Zone upon identification. Parking, as necessary to their work, will be permitted; however, it must not be such as to present a hazard to other vehicles or pedestrians.
- Section 5. Visitor parking and entry permits will be available at the control stations for visitors to specific campus destinations. Parking is limited to areas designated for visitors.
- Section 6. Loading zones will be set aside and marked as such. These may be occupied only long enough to conduct the actual loading or unloading. They are not to be used to await the arrival of passengers.
- Section 7. Parking in the green spaces will be restricted on a twenty-four hour basis to the individual to whom the space has been assigned. Any other vehicles found in these spaces will be ticketed. Holders of these spaces may not informally reassign their use to others.
- Section 8. Holders of F, S, and H permits are restricted to parking in the areas set aside for them.
- Section 9. Official visitors will be restricted to spaces reserved for visitors by signs or marked curbs.
- Section 10. Students operating vehicles bearing Class F and S permits will be required to park outside the Central Control Zone. Drivers of vehicles bearing Class F and S permits may be asked to show their U.T. El Paso identification card for access into the Central Control Zone.

Section 11. Students and faculty or staff members' families driving cars which are legally registered as Class F or S may not enter the Central Control Zone and park in areas for Class F or S parking unless the legal registrant accompanies them.

Section 12. Holders of Class H permits who utilize their privileges for persons other than themselves may have their permit cancelled.

Section 13. On special occasions or in emergencies, parking and traffic limitations may be imposed or changed by the University Police as required by the prevailing conditions.

#### Article VI. Parking Outside the Central Control Zone

Section 1. The campus limits are defined as being inside the following points of entry:

- (a) Baltimore Drive at Oregon Street
- (b) Baltimore Drive at Sun Bowl Drive
- (c) Robinson Avenue at Oregon Street
- (d) Hawthorne Street at the Unitarian Church
- (e) University Avenue at the east end of the bridge
- (f) Rim Road at Wiggins Drive
- (g) Schuster Avenue and Sun Bowl Drive as they meet near the Interstate 10 access road.

Section 2. All vehicles of students which are parked within the campus limits must be registered and bear either a Class A, D, or H permit.

Section 3. Residents of the married student apartments are permitted to park only those vehicles bearing Class D permits in their assigned spaces. Additional vehicles to be parked on the campus or adjoining the apartments must bear a Class A permit. Unregistered cars must be parked off campus. Visitor zones are reserved for visitors and may not be used for the vehicles of occupants of apartments.

Section 4. All motorcycles, motorbikes, and motor scooters must be parked in the areas marked for two-wheeled vehicles.

Section 5. All restrictions for red, green, yellow, or red-yellow curbs apply both within and without the Central Control Zone.

Section 6. Holders of Class D permits residing in campus dormitories are restricted to parking within the areas specified for Class D parking unless they also own a Class A permit, in which case they may park in any Class A parking area.

Article VII. General Enforcement Provisions

- Section 1. It shall be a violation of these regulations to do any act prohibited by these regulations or to fail to do any act required by these regulations.
- Section 2. The penalties and fees set forth are established for violations involving vehicles owned or operated by, or in the custody or possession of, students, staff members, faculty, or visitors.
- Section 3. Vehicles bearing University parking permits normally will be issued University citations.

Article VIII. Offenses

- Section 1. Parking: The following types of illegal parking constitute violations of the regulations.
- (a) Parallel parking in which the wheels on the curb side are not parallel to or are more than one foot away from the curb.
  - (b) Vehicle not within the designated boundaries of the parking space.
  - (c) Vehicle parked in a direction inconsistent with the flow of traffic.
  - (d) Vehicle backed into a parking space. (Cargo vehicles loading and unloading are excepted.)
  - (e) Vehicle obstructing pedestrian or vehicular traffic.
  - (f) Double or multiple parking.
  - (g) Parking on any of the following areas: lawn, curb, sidewalk, crosswalk, unauthorized or restricted area, area not specifically designated as a parking space.
- Section 2. The following are violations of these regulations.
- (a) Exceeding posted speed limits on campus (20 miles per hour or 10 miles per hour in parking lots)
  - (b) Excessive speed for existing conditions.
  - (c) Failure to obey University Police Officer
  - (d) Failure to obey traffic control signs.
  - (e) Operating vehicle without valid driver's license.
  - (f) Reckless driving and/or racing.

- (g) Failure to yield right-of-way.
- (h) Leaving scene of accident.
- (i) Failure to signal a turn or a stop.
- (j) Driving in the wrong direction on a one-way street.
- (k) Following too closely.
- (l) Overloading. (Drivers will convey only those passengers who can be accommodated inside the vehicle. Drivers of motorbikes or scooters will limit passengers to one other person, provided the vehicle has accommodations for a passenger.)
- (m) Operating a mechanically unsafe vehicle.
- (n) Driving while under the influence of alcohol or narcotics.
- (o) Excessive noise from horns, mufflers, or other devices.
- (p) No current registration permit; displaying a registration permit issued to another vehicle; displaying a permit improperly; mutilating or fraudulently using a permit.
- (q) Parking trailers or boats on University property.
- (r) Willfully attempting to circumvent responsibility or transferring responsibility to another, after receiving a citation for a violation; reuse of a ticket by leaving ticket on windshield; transferring ticket to another vehicle.
- (s) Fraudulent registration, or attempting to register, a vehicle.
- (t) Failure to respond to a citation or a police summons.
- (u) Revocation violation.
- (v) Driving illegally in the Central Control Zone.

Section 3. Flagrant offenses include violations which present a serious threat to persons or property as well as driving or parking offenses.



Article IX. Disposition of Traffic Citations

- Section 1. All faculty, staff, and students who receive a traffic citation are required to present the citation for proper disposition to the University Business Office within ten days of the date of issuance. Failure to respond is an additional offense and subjects the offender to further penalties.
- Section 2. If a University citation is issued to a visitor, he should sign it, indicate whom or what office he visited, and forward the citation to the University Police Office.
- Section 3. Violation fees will be determined on the following basis:
- (a) Traffic and Parking violations as defined in Article VIII.
    - (1) First Offense \$2.00 fee
    - (2) Second Offense \$5.00 fee
    - (3) Third Offense \$10.00 fee
    - (4) Fourth Offense Automatic revocation of driving and parking privileges for the balance of the academic year.
  - (b) Offenses accumulate during the academic year. The count of the number of violations for all individuals begins September 1. Payment of the fee for the first offense does not alter the fact that the second violation becomes the second offense, et cetera, for successive offenses within an academic year.
- Section 4. In lieu of payment of the fees set forth in Section 3 above, a student, faculty, or staff member may choose revocation of his driving and parking privileges subject to the following conditions:
- (a) The period of revocation shall be for the remainder of the registration period or for a period of fifteen days for each dollar of fee assessed for the offense, whichever is greater.
  - (b) This privilege shall be afforded only those violators whose vehicles are legally registered.
  - (c) A person who chooses a revocation penalty is subject to the provisions of Article X of these regulations.
- Section 5. In addition to prescribed penalties, flagrant offenders may have their cases referred as follows:
- Class F permits - Department Head or Academic Dean
  - Class S permits - Departmental supervisor
  - Class A, D, and H - Office of the Dean of Students

## Article X. Revocation Restrictions

- Section 1. Revocation of parking and driving means:
- (a) All suspended vehicles must remain off campus during suspension period.
  - (b) A suspended person will not operate a motor vehicle on the campus for any reason during the revocation period.
  - (c) No person, or persons, will be permitted to operate the vehicle of a suspended student on the campus at any time.
- Section 2. These restrictions will apply twenty-four hours each day, Sundays and holidays included, the violation of which will result in additional citations being issued.
- Section 3. It is imperative that a student whose parking and driving privileges have been revoked remove the parking decal from his vehicle. Failure to bring the decal to the University Police Office within twenty-four hours after having received official notification will be considered a revocation violation.
- Section 4. At the end of the revocation period, parking and driving privileges may be reinstated by the payment of the initial registration fee.

## Article XI. Appeals

- Section 1. Persons who believe that they have been unjustly or erroneously cited for violation of these regulations may appeal their citation within ten days of issuance.
- Section 2. Appeals may be made as follows:
- (a) Faculty and Staff - Faculty Committee on Traffic Violations
  - (b) Students - Office of the Dean of Students (Student appeals are referred to the Student Traffic Court.)
- Section 3. Appeals after the ten-day period will be automatically rejected and the appropriate penalty assessed.
- Section 4. If the appeal is denied, the appropriate fee must be paid within ten days of notification of the ruling.

COMMITTEE OF THE WHOLE  
Chairman Erwin, Presiding

Supplementary Agenda

Date: September 20, 1968  
Time: Following the meeting of the Land and Investment Committee  
Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

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#### IV. SPECIAL ITEMS

##### A. The University of Texas System

4. Regents' Rules and Regulations, Part Two: Amendment to Chapter V, Section 2.4 - Overtime. -- Based on recent interpretations by the Attorney General of Texas in respect to the Supreme Court decision concerning the Fair Labor Standards Act, and the "Overtime Rider" (Article V, Section 2e) of the current Appropriation Bill (H.B. No. 5, 60th Legislature, 1st called Session), the following changes in the Regents' Rules and Regulations are recommended by Mr. J. C. Kennedy, Executive Vice-Chancellor Walker, and Chancellor Ransom:

#### EXPLANATION OF NOTATION SYSTEM

- (1) Material that has been neither bracketed and capitalized nor underlined is unamended source material;
- (2) Material that has been underlined is new material; and
- (3) Material that has been capitalized and set off with brackets is material that has been deleted.

Amend Subdivision 2.411, 2.412, and 2.413 of Subsection 2.41, Chapter V, Part Two, Regents' Rules and Regulations, to read as follows:

##### "2.41 Classified Personnel

"2.411 The schedule of activities shall be so organized that employees are not required to work in excess of established work periods except when operating necessities demand it. Any overtime services actually required must have the advance written approval of the Executive Head.

"2.412 In order to comply with the Fair Labor Standards Act, those employees in a non-exempt status who are authorized to perform overtime services shall be reimbursed at the rate of one and one-half times the regular rate.

IN ORDER TO REIMBURSE THESE EMPLOYEES FOR APPROVED WORK PERFORMED IN EXCESS OF FORTY (40) HOURS IN ANY ONE WEEK, IT IS REQUIRED THAT COMPENSATORY TIME BE GRANTED AT THE RATE OF 1 1/2 TIMES THE OVERTIME PERFORMED WITHIN THE SAME MONTH (PAY PERIOD) THAT SAID OVERTIME WAS ACCRUED. IN THE CASE OF HOSPITAL EMPLOYEES, SAID EMPLOYEES SHALL BE REIMBURSED WITH COMPENSATORY TIME AT THE RATE OF 1 1/2 TIMES THE OVERTIME ACCRUED IN EXCESS OF EIGHTY (80) HOURS OVER A FOURTEEN (14) DAY CONSECUTIVE PERIOD.

"2.413 Overtime Compensation for those employees in an exempt status under the Fair Labor Standards Act shall be determined by the Executive Head of the institution involved. Where such overtime compensation is authorized, it shall be on a straight-time basis and paid either in compensatory time or in unusual or extraordinary circumstances in cash.

THIS PROVISION SHALL NOT APPLY TO MEDICAL PERSONNEL AND EMPLOYEES EMPLOYED IN A BONA FIDE EXECUTIVE, ADMINISTRATIVE OR PROFESSIONAL CAPACITY, INCLUDING ANY EMPLOYEE EMPLOYED IN THE CAPACITY OF ACADEMIC ADMINISTRATIVE PERSONNEL. COMPENSATORY TIME FOR THOSE EMPLOYEES EXCEPTED FROM THIS PROVISION SHALL BE DETERMINED BY THE EXECUTIVE HEAD OF THE INSTITUTION INVOLVED."

5. Regents' Rules and Regulations, Part Two: Amendment by Adding Chapter XII (Policy for Determining Residence Status of Students). -- In accordance with statutory authority, the Coordinating Board, Texas College and University System, on May 29, 1968, approved revised Guidelines for Determining Residence Status, pursuant to Article 2654c, Vernon's Civil Statutes.

Vice-Chancellor Landrum and Chancellor Ransom recommend that these May 29, 1968, revised Guidelines for Determining Residence Status be in full force and effect with the 1968-69 fiscal year, and that they be inserted in Part Two of the Regents' Rules and Regulations as Chapter XII thereof:

The Guidelines are as follows:

#### GUIDELINES FOR DETERMINING RESIDENCE STATUS

Pursuant to Article 2654c,  
Vernon's Civil Statutes

##### 1. MINORS

Statute: "Section 1 (e)(1) A nonresident student is hereby defined to be a student of less than twenty-one (21) years of age, living away from his family and whose family resides in another state, or whose family has not resided in Texas for the twelve (12) months immediately preceding the date of registration; . . .

Section 1 (e)(4) Individuals of twenty-one (21) years of age or less whose families have not resided in Texas for the twelve (12) months immediately preceding the date of registration, shall be classified as 'nonresident students' regardless of whether such individuals have become the legal wards of residents of Texas or have been adopted by the residents of Texas while such individuals are attending educational institutions in Texas or within a year prior to such an attendance or under circumstances indicating that such a guardianship or adoption was for the purpose of obtaining status as a 'resident student'."

##### DEATH OR DIVORCE OF PARENTS

The legal residence of a minor under 21 years of age is usually that of the father. Upon the death of the father, the legal residence of the minor is that of the mother. Upon divorce or legal separation of the parents, the residence of the minor is determined by the residence of the parent with whom the minor is making his home at the time of registration.

##### CUSTODY BY COURT ORDER

If the custody of the minor has been granted by court order (e.g. divorce decree, child custody action, guardianship or adoption proceedings) to some person other than the parent, the residence of that person shall control; provided, however, that such grant of custody was not ordered during or within a year prior to the minor's enrollment in an institution of higher education (defined as any public junior college, public senior college or university, medical or dental unit or other agency of higher education) and was granted under circumstances indicating that such guardianship was not for the purpose of obtaining status as a resident student.

If the minor is not making his home with either parent, and there is no court-appointed guardian, the residence of the parent with whom the minor last resided shall be presumed to control. If, however, the minor has made his home with, and has been dependent upon a grandparent for more than a year prior to enrollment in an institution of higher education, the residence of that natural guardian shall be regarded as his residence. The residence of a person other than a parent or a natural or legal guardian, who may furnish funds for payment of tuition, fees, or living expenses shall in no way affect the residence classification of a minor.

#### ABANDONED CHILD

In the case of an abandoned child, the residence of a person who has stood in loco parentis for a period of time may determine the residence of such abandoned child. The fact of abandonment must be clearly established and must not have been for the purpose of affecting the residence of the minor, and the minor must have actually resided in the home of such person for at least two years immediately prior to registering in an institution of higher education in Texas and must have received substantially all of his support from such person.

#### ORPHAN

An orphan who has lived for longer than a year in an established orphan's home in Texas operated by a fraternal, religious, or civic organization and has been graduated from the orphan's home shall be considered a resident of Texas provided he remains in Texas from the time of such graduation until he enters an institution of higher education.

#### EMANCIPATED CHILD

Under certain circumstances, a minor may become emancipated or freed from parental control. If the minor has broken completely with his parents, is in fact residing apart from them, and has been entirely independent and wholly self-supporting, he may establish that he is "emancipated." If emancipation is clearly proved, the residence classification of the minor is determined by the residence of the minor rather than the residence of the parents, and after 12 months in Texas under such circumstances, the minor may be classified as a resident, if he otherwise satisfies the statutory requirements applicable to those over twenty-one (e.g., see presumption arising from residence while a student). Proof of his emancipation is the responsibility of the minor.

#### MARRIED MINORS

A minor male who is married shall have the power and capacity of a single person of full age and is entitled to select his own place of legal residence. After 12 months residence in Texas under such circumstances the minor may be classified as a resident if he otherwise satisfies the statutory requirements applicable to those over 21 years of age. The residence classification for tuition purposes of a minor female who is married shall be governed by the provisions of those Rules and Regulations pertaining to the residence of a wife as hereinafter set out.

#### MINORS WHOSE PARENTS MOVED TO ANOTHER STATE OR FOREIGN COUNTRY

If the parents of a minor who is enrolled as a resident student move their legal residence to another state or foreign country, the minor shall be classified as a nonresident at all subsequent registration

periods. If the parents of a minor move to another state or foreign country, or reside outside the state or in a foreign country at the time of enrolling in an institution of higher education, but claim legal residence in Texas, conclusive evidence must be presented that the father is still claiming legal residence in the State of Texas and that he has the present intent to return to the state. A certificate from the employer of the parents that the move outside the state was temporary and that there are definite plans to return the parents to Texas by a determinable future date may be considered in this connection.

If a minor whose parents have moved their legal residence to another state or foreign country resides in Texas for 12 consecutive months following his twenty-first (21) birthday and by his actions clearly indicates that his intention is to establish permanent residence in the state, he may be classified as a resident student effective with the beginning of the term or semester following his twenty-second (22) birthday despite the fact that his entire period of residence in Texas has been as a student.

When the parents of a minor who have established their legal residence in another state or foreign country return and re-establish their legal residence in Texas the minor must be classified as a nonresident until the first registration after the parents have resided in the state for a 12 month period following their return.

## II. RESIDENCE OF INDIVIDUALS OVER TWENTY-ONE

Statute: "Section 1 (e)(1) A nonresident student is hereby defined to be a student...of twenty-one (21) years of age or over who resides out of the state or who has not been a resident of the state twelve (12) months immediately preceding the date of registration.

Section 1 (e)(2) Individuals twenty-one (21) years of age or over who have come from without the state and who are gainfully employed within the state for a period of twelve (12) months prior to registering in an educational institution shall be classified as 'resident students' as long as they continue to maintain such legal residence in the state.

Section 1 (e)(3) Individuals twenty-one (21) years of age or over who have come from without the state and who register in an educational institution prior to having resided in the state for a period of twelve (12) months shall be classified as 'nonresident students', such 'nonresident student' classification shall be presumed to be correct as long as the residence of such individual in the state is primarily for the purpose of attendance at educational institutions; provided, however, that a 'nonresident student' may be reclassified as a 'resident student' upon representation of conclusive evidence that he has in fact been a legal resident of Texas for at least twelve (12) months immediately preceding such reclassification. Any such individual so reclassified as a 'resident student' shall be entitled to pay the tuition fee for a resident of Texas at any subsequent registration for as long as he continues to maintain his legal residence in Texas. It is further provided, that the provisions of this paragraph relating to nonresident student registration fees shall not apply to junior colleges located immediately adjacent to state boundary lines, which institutions shall collect from each nonresident student who registers for twelve (12) or more semester or term hours of work an amount



equivalent to the amount charged students from Texas by similar schools in the state of which the said nonresident student shall be a resident."

Any individual 21 years of age or over who moves into the state and who is gainfully employed within the state for a period of 12 months prior to enrolling in an educational institution (defined as any institution of higher education, public or private, above the high school level), is entitled to classification as a resident. If such 12 months' residence, however, can be shown not to have been for the purpose of establishing legal residence in the state but to have been for some other purpose, the individual is not entitled to be classified as a resident. Any student registering in an educational institution prior to having resided in the state for 12 months shall be classified as a nonresident for tuition purposes.

#### ESTABLISHMENT OF RESIDENCE

A person classified as a nonresident student upon his first enrollment in an institution of higher education is presumed to be a nonresident for the period during which he continues as a student. If such nonresident student withdraws from school and resides in the state while gainfully employed for a period of 12 months, upon re-entry into an institution of higher education he will be entitled to be reclassified as a resident for tuition purposes. Accumulations of summer and other vacation periods do not satisfy this requirement. A student is not entitled to reclassification after a residence in the state for 12 months merely on the basis of his or his wife's employment, registration to vote, registration of a motor vehicle and payment of personal property taxes thereon, or the securing of a Texas driver's license. The presumption of a "nonresident" is not a conclusive presumption, however, and other facts may be considered to determine if the presumption has been overcome. Material to this determination are business or personal facts or actions unequivocally indicative of a fixed intention to reside permanently in the state including, but not limited to, the length of residence and full-time employment prior to registering in the institution, the fact of full-time employment and the nature of such employment (regular industrial, business or professional employment as distinguished from student-type employment) while a student, purchase of a homestead with substantial down-payment, and marriage to a resident of Texas. All of these facts are weighed in the light of the fact that a student's residence while in school is primarily for the purpose of education and not to establish residence, and that decisions of an individual as to residence are generally made after the completion of an education and not before.

#### RESIDENCE OF WIFE

The legal residence of a wife, regardless of her age, follows that of her husband. Therefore, a woman who is a resident of Texas and who marries a nonresident shall be classified as a nonresident for all enrollment periods subsequent to her marriage; provided, however, that she shall be permitted to pay the resident tuition so long as she does not affirmatively by her actions adopt the legal residence

of her husband (for example, registering to vote in another state). A nonresident woman student who marries a resident of Texas is entitled at her next registration to reclassification as a resident of Texas upon submission of evidence of her marriage and of her husband's residence in Texas.

### III. MILITARY PERSONNEL AND VETERANS

Statute: "Section (1)(h) Officers, enlisted men and women, selectees or draftees of the Army, Army Reserve, National Guard, Air Force, Air Force Reserve, Navy, Navy Reserve, or Marine Corps of the United States, who are stationed in Texas by assignment to duty within the borders of this state... shall be permitted to register themselves, their husband or wife as the case may be, and their children, in State institutions of higher learning by paying the regular tuition fees and other fees or charges provided for regular residents of the State of Texas without regard to the length of time such officers, enlisted men or women, selectees or draftees... have been stationed on active duty or resided within the State."

Military personnel assigned to duty within the State of Texas, their husband or wife as the case may be and their children, shall be entitled to pay the same tuition as a resident of Texas regardless of the length of their physical presence in the state. To be entitled to pay the resident tuition fees, such military personnel shall submit at the time of each registration a statement from his commanding officer or personnel officer certifying that he is then assigned to duty in Texas and that same will be in effect at the time of such registration in an institution of higher education. When a member of the military is transferred out of the state, his wife or husband as the case may be and their children must pay the nonresident fee at each subsequent registration period unless such individual is, in fact, a resident of Texas. A member of the military service who is a legal resident of another state and who sends his family to Texas to reside while he is stationed in a foreign country or another state does not acquire legal residence during such period.

A person on military service is presumed to maintain during his entire period of active service the same legal residence which was in effect at the time he entered military service. A person stationed on military service in a state is presumed not to establish a legal residence in that state because his presence is not voluntary but under military orders. It is possible for a member of the military service to abandon his domicile of original entry into the service and to select another, but to show establishment of a new domicile during the term of active service, there must be clear and unequivocal proof of such intent. An extended period of service alone is not sufficient. The purchase of residential property is not conclusive evidence unless coupled with other facts indicating an intent to put down roots in the community and to reside there after termination of military service. Evidence which will be considered in determining this requisite intent includes, but is not limited to a substantial investment in

a residence and the claiming of a homestead exemption thereon, registration to vote, and voting in local elections, registration of an automobile in Texas and payment of personal property taxes thereon, obtaining a Texas driver's license, maintaining checking accounts, saving accounts, and safety deposit boxes in Texas banks, existence of wills or other legal documents indicating residence in Texas, change of home-of-record and designation of Texas as the place of legal residence for income tax purposes on military personnel records, business transactions or activities not normally engaged in by military personnel, membership in professional or other state organizations, and marriage to a resident of Texas. Purchase of property during terminal years of military service preceding retirement generally is given greater weight than a similar purchase made prior to such terminal period.

A person who enrolls in an institution of higher education following his separation from military service must be classified as a non-resident student unless, (1) he was a legal resident of Texas at the time he entered military service and has not relinquished that residence, (2) he can prove that during his military service he has, in fact, established a bona fide, legal residence in Texas at a time at least 12 months prior to his registration, or (3) he has resided in Texas other than as a student for 12 months prior to his registration and subsequent to his discharge from service.

#### IV. EMPLOYEES OF INSTITUTIONS OF HIGHER EDUCATION

Statute: "Section 1(h)...teachers, professors, or other employees of Texas State institutions of higher education, shall be permitted to register themselves, their husband or wife as the case may be and their children, in State institutions of higher learning by paying the regular tuition fees and other fees or charges provided for regular residents of the State of Texas, without regard to the length of time such...teachers, professors, or other employees of Texas State institutions of higher learning have...resided within the state."

A person employed at least half-time on a regular monthly salary basis (not an hourly employee) by any institution of higher education, with an effective date of employment on or before the twelfth class day of a regular semester or the fourth class day of a summer term, may pay the same tuition as a resident of Texas for himself, her husband or wife as the case may be and their children, regardless of the length of residence in the state. To be entitled to pay the resident tuition fees such employee must submit prior to the time of each registration a statement from the Director of Personnel or a designated representative of the institution of higher education for which he is employed certifying that such employment will be in effect at the time of registration.

## V. ALIENS

Statute: "Section 1(f) All aliens shall be classified as 'nonresident students'; provided, however, that an alien who is living in this country under a visa permitting permanent residence or who has filed a Declaration of Intention to become a citizen with the proper federal immigration authorities shall have the same privilege of qualifying for resident status for fee purposes under this Act as has a citizen of the United States. Provided, however, that a resident alien residing in a junior college district located immediately adjacent to state boundary lines shall be charged the resident tuition by such junior college."

Students who are aliens in this country on a student visa or a visa other than one entitling them to immigrant status are classified as nonresident students. An alien who is in this country on an immigrant visa can be classified as a resident student if he has resided in the state for a period of 12 months under circumstances indicating his intention to reside permanently in Texas and not merely to complete his education. To this extent an alien residing in Texas on an immigrant visa shall be in no different position than the citizen of the United States who has been a resident of another state.

## VI. STUDENT RESPONSIBILITIES

The responsibility of registering under the proper residence classification is that of the student, and if there is any question of his right to classification as a resident of Texas, it is his obligation, prior to or at the time of his registration, to raise the question with the administrative officials of the institution in which he is registering and have such officially determined.

Every student who is classified as a resident student but who becomes a nonresident at any time by virtue of a change of legal residence by his own action or by the person controlling his domicile is required to notify the proper administrative officials of his institution at once.

## VII. OFFICIAL CHANGE OF RESIDENCE STATUS

Every student classified as a nonresident student shall be considered to retain that status until such time as he shall have made written application for reclassification in the form prescribed by the institution and shall have been officially reclassified in writing as a resident of Texas by the proper administrative officers of the institution.

Every person who has been classified as a resident of Texas shall be reclassified as a nonresident student whenever he shall report, or there is found to exist, circumstances indicating a change in

legal residence to another state. If any student who has been classified as a resident of Texas shall be found to have been erroneously so classified, he shall be reclassified as a nonresident and shall be required to pay the difference between the resident and nonresident fees for such semesters in which he was so erroneously classified. In addition, he shall be required to pay back all monies borrowed from the Texas Opportunity Plan Fund.

If any student has been erroneously classified as a nonresident student and subsequently proves to the satisfaction of the appropriate official of an institution of higher education that he should have been classified as a resident student he shall be reclassified as a resident of Texas and shall be entitled to a refund of the difference between the resident and nonresident fees for the semesters in which he was so erroneously classified.

### VIII. PENALTIES

Statute: "Section 1 (g) The Governing Boards of the several state-supported institutions of higher learning are hereby authorized to assess and collect from each nonresident student failing to comply with the rules and regulations of the Governing Boards concerning nonresident fees, a penalty not to exceed Ten Dollars (\$10.00) a semester."

Each institution has been authorized by statute to assess and collect from each nonresident student failing to comply with the provisions of the tuition statute and with the rules and regulations of the institution concerning nonresident fees a penalty not to exceed \$10.00 a semester. In addition, if a student has obtained residence classification by virtue of deliberate concealment of facts, or misrepresentations of fact, he shall be subject to appropriate disciplinary action, in accordance with the Rules and Regulations that may be adopted by the governing boards of the respective institutions of higher education.

6. Reactivation of Regents' Special Committee to Study Policies Re Intercollegiate Athletics. --  
At the Regents' meeting on May 24, 1968, the Chairman of the Board, Mr. W. W. Heath, was authorized to appoint a special committee of three to examine and restudy the policies of The University of Texas with respect to Intercollegiate Athletics. The Committee was directed to study all aspects of The University of Texas South West Conference membership and to study further policies in the area of Intercollegiate Athletics.

Pursuant to the authorization, Chairman Heath appointed as members to that committee Regent Walter P. Brennan, Regent Frank C. Erwin, Jr., and W. W. Heath.

It is recommended that this Special Committee to study policies re Intercollegiate Athletics be reactivated, that the Chairman of the Board, Frank C. Erwin, Jr., continue as a member of the committee, and that he be authorized to fill the two vacancies existing on the committee.

7. Appropriation for Expenses of Campaign to Support Passage of:

a. Constitutional Amendment No. 3. --

At a joint meeting of the Board of Regents of The University of Texas System and the Board of Directors of the Texas A&M University System on June 25, 1968, authorization was given for a campaign to support the passage of Constitutional Amendment No. 3 (pertaining to investment of the Permanent University Fund). \$30,000 was appropriated for this campaign, with \$20,000 to be raised by The University of Texas System and \$10,000 to be raised by the Texas A&M University System.

It is recommended by Vice-Chancellor Landrum, Executive Vice-Chancellor Walker, and Chancellor Ransom that the U.T. System portion of the appropriated amount be funded by specific appropriations from Current Restricted Funds balances of Administrative Charges to Trust Funds accounts as follows:

Central Administration	\$ 5,000
U.T. Austin	15,000

The above recommendation is with the concurrence of U.T. Austin.

b. Constitutional Amendment No. 9. --

A campaign fund of \$40,000 has been approved by the Council of College Presidents for the passage of Amendment No. 9, pertaining to the improvement of retirement benefits for the faculty and staff of institutions of higher education. The pro rata allocation to each of the schools is based on a resident head-count Fall 1967 enrollment. This allocation results in our pro rata part as follows:

U.T. Austin	\$ 6,046
U.T. El Paso	1,829
U.T. Arlington	<u>2,405</u>
Total	<u>\$10,280</u>

Vice-Chancellor Landrum, Executive Vice-Chancellor Walker and Chancellor Ransom recommend approval of this campaign and the pro rata allocations as indicated above, and appropriation of the indicated amounts from Current Restricted Funds balances of the named institutions as follows:

U.T. Austin and U.T. Arlington	- Administrative Charges to Trust Funds Account
U.T. El Paso	- F. B. Cotton Trust Funds Account

The above recommendation is with the concurrence of the component institutions concerned.





9. Hospitalization and Medical Insurance Contract  
(Group Life and Health Insurance Company,  
Dallas, Texas, Blue Cross-Blue Shield). --

The officers of Central Administration have been negotiating with Group Hospital Service, Inc., and Group Life and Health Insurance Company, Dallas, Texas (Blue Cross - Blue Shield) for a System-wide contract. Presently, each component institution has a separate contract with Blue Cross - Blue Shield.

The proposed contract provides for four options to be available to all eligible employees regardless of salary except that Option IV would not be available to new employees hired January 1, 1969, or thereafter. This option (IV) was included in the plan to permit the present employees who did not wish to expand their coverage or premium to remain at this current status.

The basic benefits provided by the four options are as follows:

<u>Benefits</u>	<u>Option I</u>	<u>Option II</u>	<u>Option III</u>	<u>Option IV</u>
Daily Room Allowance	\$ 24	\$ .18	\$ 12	\$ 10
Number of Days	365 Days	180 Days	120 Days	70 Days
Surgical Schedule	\$ 500 Max.	\$ 400	\$ 300	\$300
Major Med. Deductible	\$ 200	\$ 200	\$ 200	N/A
Major Med. Benefits (Per Period)	\$10,000	\$10,000	\$ 5,000	SCIE
Major Med. Benefits (Lifetime)	\$20,000	\$20,000	\$10,000	SCIE

The proposed rates for the four optional plans on a System-wide basis are as follows:

	<u>Option I</u>	<u>Option II</u>	<u>Option III</u>	<u>Option IV</u>
1 Person Rate	\$10.03	\$ 8.67	\$ 6.91	\$ 5.69
2 Person Rate	24.49	21.01	16.87	13.96
Family Rate	27.91	23.80	19.04	15.41
Sponsored Dependent Rate	5.84	5.12	4.28	3.43

These proposed rates are based upon the experience of all component institutions in The University of Texas System, as well as medical costs at each location. In some instances this reflects a decrease in the rates for a particular component institution.

This plan has been reviewed with the administrations of all component institutions with a favorable response.

Mr. J. C. Kennedy, Executive Vice-Chancellor Walker, and Chancellor Ransom specifically recommend the following:

1. The plan as outlined be approved for The University of Texas System and at rates indicated, effective January 1, 1969.
2. Contracts now in effect with Blue Cross - Blue Shield at each component institution which expire prior to January 1, 1969, be continued without change in either benefits or rates until the new contract becomes effective on January 1, 1969.

B. The University of Texas at Austin:

10. Brackenridge Tract. -- There will be a discussion of the possibility of the disposition of a portion of or all of the Brackenridge Tract. The purpose of such a disposition would be in order to use the proceeds to acquire in the Brackenridge and East Urban Renewal projects additional land that is contiguous to the U. T. Austin campus.

Maps of the Brackenridge Tract will be available at the meeting.

11. Feasibility of and Plans for Enlarging Stadium. -- There will be a discussion and consideration of the feasibility of and the plans for enlarging Memorial Stadium at The University of Texas at Austin.

12. Naming of Academic-Dormitory Complex. -- It is recommended by Regent Ikard that the Academic-Dormitory Complex at The University of Texas at Austin be named The Beauford H. Jester Center. This would not preclude the naming of the different units within the Center.

13. Chapters 6, 10, and 11, Institutional Supplement. -- It is recommended that the following Chapters 6, 10, and 11, as set out on Pages 40 - 75, of The University of Texas at Austin Institutional Supplement to the Regents' Rules and Regulations be adopted. The material presented is in the form recommended by the Faculty Council and the indicated changes have been made to conform to the Regents' Rules and Regulations.

## CHAPTER 6. STUDENT ORGANIZATIONS

### SUBCHAPTER 6-100. GENERAL PROVISIONS

#### Sec. 6-101. DEFINITIONS

In this chapter, unless the context requires a different meaning,

(1) "adviser" means a member of the general faculty or full-time administrative staff who counsels the members of an organization;

(2) "chancellor" means the Chancellor of The University of Texas System;

(3) "class day" means a day on which classes or reading periods before semester or summer session final examinations are regularly scheduled or on which semester or summer session final examinations are given;

(4) "dean" means the Dean of Students, his delegate, or his representative;

(5) "organization" means a group holding a valid temporary or permanent registration from the Committee on Student Organizations;

(6) "president" means the President of The University of Texas at Austin;

(7) "student" means a person enrolled in residence at the university or a person accepted for admission or readmission at the university while he is on the campus;

(8) "university" means The University of Texas at Austin;

(9) "university facility" means a classroom, auditorium, dormitory, or other area of the campus; and

(10) "vice-president" means the Vice-President for Student Affairs.

### SUBCHAPTER 6-200. COMMITTEE ON STUDENT ORGANIZATIONS

#### Sec. 6-201. COMPOSITION OF COMMITTEE

(a) The Committee on Student Organizations has a membership equally apportioned between members of the general faculty and students. The members are:

(1) at least 3 members from the general faculty, appointed by the president for terms of not more than 2 years;

(2) the President of the Students' Association, who serves during his term of office; and

(3) at least 2 students who are members of the Student Assembly, [OR THE HOUSE OF DELEGATES WHO ARE TO BE] designated by the Student Assembly for 1-year terms.

\*

(b) The Dean of Men, the Dean of Women, and the Director of the Texas Union, or their representatives, serve the committee as administrative advisers without vote.

(c) The president shall appoint the committee chairman, who presides over committee meetings and serves as the committee's chief executive officer. The chairman may appoint subcommittees to carry out committee business.

(d) The president may increase the number of committee members, in the faculty-student ratio provided in Subsection (a), by appointing additional representatives from the general faculty and requesting the Student Assembly to designate additional student members in the manner provided in Subsection (a)(3).

#### Sec. 6-202. QUORUM

A majority of the committee constitutes a quorum and a majority of a quorum rules.

#### Sec. 6-203. JURISDICTION OF COMMITTEE

(a) Except as provided in Subsection (b), the committee has jurisdiction over all organizations using university facilities.

(b) The committee does not have jurisdiction over

(1) intercollegiate and intramural athletics;

(2) organizations the jurisdiction over which has been transferred by agreement between the Committee on Student Organizations and an academic dean or other administrative official and with the approval of the student organization; or

(3) activities in which participation may yield academic credit in a degree program offered by the university.

#### Sec. 6-204. GENERAL DUTIES OF COMMITTEE

The committee shall

(1) register eligible groups as organizations;

(2) enforce the regents' rules, university regulations, and administrative rules relating to organizations;

(3) adjudicate allegations that an organization has violated a regents' rule, university regulation, or administrative rule;

(4) consider appeals under Subchapter 6-600;

(5) develop policies and recommend programs relating to the on-campus activities of organizations; and

(6) promulgate, publish, and distribute reasonable rules

\*

[(A) DEFINING THE CIRCUMSTANCES UNDER WHICH A GROUP MUST BECOME AN ORGANIZATION IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 11;]

(A) [(B)] implementing the fiscal procedure section (6-404); and

(B) [(C)] carrying out the purposes of this chapter.

Sec. 6-205. ANNUAL REVIEW OF ORGANIZATIONS

(a) Annually before November 1 the Committee on Student Organizations shall review the status of all organizations under its jurisdiction to determine whether they meet the eligibility requirements set out in Section 6-302, are active, and conduct their affairs in accordance with the regents' rules, university regulations, and administrative rules.

(b) If the committee determines that an organization is ineligible for registration, is inactive, or conducts its affairs in violation of the regents' rules, university regulations, or administrative rules, it shall notify the organization in writing of each deficiency. If the organization fails or refuses to remedy each deficiency on or before the 10th class day after the date of the notice, the committee shall hold a hearing on its status in accordance with Subchapter 6-500. After a hearing a subcommittee may impose one or more of the penalties set out in Section 6-504 on an organization found ineligible for registration, inactive, or conducting its affairs in violation of a regents' rule, university regulation, or administrative rule.

SUBCHAPTER 6-300. REGISTRATION

Sec. 6-301. REGISTRATION REQUIRED

\* (a) A group [IS THE ONLY ASSEMBLAGE] of students is entitled to register as an organization.

(b) Each group that seeks to use university facilities shall apply to the Committee on Student Organizations for registration as an organization.

Sec. 6-302. ELIGIBILITY

A group is eligible for registration if

- (1) its membership is limited
  - (A) to students; and
  - (B) to faculty and administrative staff;
- (2) its membership is not denied anyone on the basis of race, nationality, or religion;
- (3) it has an adviser;
- (4) it is not under disciplinary penalty prohibiting registration; and
- (5) it conducts its affairs in accordance with the regents' rules, university regulations, and administrative rules.

Sec. 6-303. APPLICATION

(a) A group shall apply to register on a form prescribed by the committee. The form shall include:

(1) the name and mailing address of the proposed organization;

(2) the number of student, faculty, and administrative staff members of the proposed organization on the application date;

(3) the names and signatures of its officers and its adviser;

(4) a description of each prior application for registration and the action taken on it; and

(5) other information reasonably required by the committee.

(b) In addition to the application required by Sub-section (a), each group making application shall submit to the committee a copy of its charter or constitution stating the proposed organization's purpose.

(c) A group having applied for registration may apply to the committee chairman or his delegate for temporary registration. The period of temporary registration applies to the 1-year waiting period for admission to the House of Delegates as a student organization.

#### Sec. 6-304. USE OF UNIVERSITY NAME OR SPONSORSHIP

(a) Only an organization that is sponsored by the university may use the name of the university or an abbreviation of the name of the university as part of its name.

\* (b) A student, group, or [REGISTERED STUDENT] organization may not use the name of the university or an abbreviation of the name of the university as part of its name. A student, group, or [REGISTERED STUDENT] organization may use terms such as "campus" or "Texas campus" as part of its name.

\* (c) A student, group, or [REGISTERED STUDENT] organization may not advertise or promote events or activities or other functions in a manner that suggests that they are educational or other functions sponsored by the university.

#### Sec. 6-305. ACTION ON APPLICATION

(a) In considering an application, neither the committee nor any of its members may pass on the merits of the proposed organization's purpose, but shall temporarily or permanently register the applicant unless it is ineligible under Section 6-302.

(b) The committee chairman or his delegate evidences the temporary registration of an organization by endorsing on each application "Temporarily Registered for 1 month from (date)", signing his name under the endorsement, and delivering 1 copy to the organization's representative.

(c) The committee chairman evidences the permanent registration of an organization by endorsing on each copy of the application "Permanently Registered (date)", signing his name under the endorsement, and delivering 1 copy to the organization's representative.

(d) At least 6 class days before the day on which its temporary registration expires, an organization desiring permanent registration shall make informal application to the committee. The committee shall grant permanent registration if the organization is still active and satisfies the eligibility requirements set out in Section 6-302.

#### Sec. 6-306. REFUSAL TO REGISTER

(a) If the committee chairman or his delegate refuses to grant temporary registration, he shall provide the applicant with a copy of a written statement of the reasons for refusal, and the applicant may apply to the full committee for permanent registration.

(b) If the committee refuses to grant permanent registration, the applicant may petition in writing the president to compel the committee to grant registration. The applicant shall attach a copy of its application to the petition.

(c) If the president in his discretion agrees to review the committee's refusal, he shall direct the committee to furnish him and the organization a copy of the written statement of its reasons for refusal.

(d) The president shall confine his review of the committee's refusal to the petition, application, and committee's statement. To the extent consistent with this chapter, the president in his review shall apply the same standards applied by the Discipline Policies Committee in considering an appeal under Section 11-603, and he may

(1) affirm the committee's decision;

(2) refer the matter to the committee for rehearing;

or

(3) order the committee to grant registration.

#### SUBCHAPTER 6-400. RIGHTS AND DUTIES

#### Sec. 6-401. RECOGNITION AND ACTIVITIES

An organization is entitled

(1) to be listed as a registered student organization;

(2) to sponsor or present a public performance on university property in accordance with Subchapter 10-400;

(3) to raise funds or make other noncommercial solicitations on university property in accordance with Subchapter 10-500;

(4) to hold membership in the House of Delegates in accordance with the constitution of the Students' Association; and

(5) to reserve the use of university facilities in accordance with Subchapter 10-200.



Sec. 6-402. MEMBERSHIP

(a) An organization may not deny membership on the basis of race, nationality, or religion.

\* (b) An organization shall furnish to the dean at the beginning of each semester an accurate list of its members, and unless the president or his delegate directs to the contrary, the membership list shall be kept current by the organization or group throughout the semester. The list shall be available for any proper use in the administration of the university. [UPON REQUEST, AN ORGANIZATION SHALL PERMIT ITS ADVISER OR THE COMMITTEE TO INSPECT A COPY OF ITS CURRENT MEMBERSHIP LIST. WITHOUT THE ORGANIZATION'S OR ADVISER'S WRITTEN PERMISSION, THE COMMITTEE MAY NOT RETAIN OR COPY THE LIST, UNLESS THE ORGANIZATION IS UNDER A PENALTY FOR VIOLATION OF A REGENTS' RULE, UNIVERSITY REGULATION, OR ADMINISTRATIVE RULE THAT REQUIRES FOR ITS ENFORCEMENT A LIST OF THE MEMBERS. THE COMMITTEE MAY NOT USE OR DISCLOSE ITS CONTENTS, EXCEPT

(1) TO CARRY OUT THE PROVISIONS OF THIS CHAPTER;  
OR

(2) IN RESPONSE TO A COURT ORDER.

(c) THE COMMITTEE SHALL DESTROY EACH MEMBERSHIP LIST IN ITS POSSESSION THAT IS 1 YEAR OLD OR OLDER.]

Sec. 6-403. MEETINGS

(a) An organization shall give its members and adviser reasonable advance notice of its meetings.

(b) An organization shall conduct its meetings in accordance with its charter and constitution. Upon request, an organization shall permit its adviser or the committee to inspect a copy of its current membership list. All disputes shall be appealed to the Student Court.

Sec. 6-404. FISCAL PROCEDURE

Unless it is financially responsible to a university department or agency, an organization shall deposit all its funds with the dean in accordance with committee rules. This section does not apply to student organizations that maintain residences.

SUBCHAPTER 6-500. DISCIPLINE

Sec. 6-501. ADMINISTRATION

(a) When the dean receives information that an organization has allegedly violated a regents' rule, university regulation, or administrative rule, he shall investigate the alleged violation. Upon completing the investigation, the dean may dismiss the allegation or file a complaint with the committee.

(b) An organization violates a regents' rule, university regulation, or administrative rule when

(1) one or more of its officers acting in the scope of his general responsibilities commits the violation;

\* (2) one or more of its members commits the violation after the action that constitutes the violation was approved by majority vote of those members of the organization present and voting;

(3) one or more members of a committee of the organization commits the violation while acting in the scope of the committee's assignment; or

(4) a majority of the members of an organization acting with apparent authority of the organization commit the violation.

(c) A student may be disciplined for a violation under Chapter 11 even though the organization of which he is a member is penalized under this subchapter for the same violation or for a violation growing out of the same factual transaction.

#### Sec. 6-502. NOTICE

(a) Before the committee holds a hearing on an alleged violation, it must notify the organization concerned by letter of the date, time, and place for the hearing. The committee shall send the letter by certified mail, return receipt requested, to any officer of the organization, with a copy by regular mail to the organization's adviser.

(b) The letter shall specify a hearing date not less than 3 nor more than 10 class days after the date of the letter, and shall direct the organization to appear at the hearing.

(c) The letter shall

(1) describe concisely the alleged violation;

(2) advise the organization of its rights

(A) to a private hearing;

(B) to know the identity of each witness who will testify against it;

(C) to appear at the hearing through a representative or adviser or both;

(D) to summon witnesses, require the production of documentary and other evidence, and offer evidence and argue in its own behalf;

(E) to cross-examine each witness who testifies against it;

(F) to have the hearing recorded verbatim and have a stenographic digest made of the recording;

(G) to make its own transcript of the hearing; and

(H) to appeal under Subchapter 6-600.

#### Sec. 6-503. HEARING

(a) The committee chairman shall appoint a 3-member subcommittee that shall include at least 1 student and 1

faculty member to conduct a hearing on violation allegedly committed by an organization. The subcommittee members shall elect a chairman from their number who shall preside over the hearing.

(b) The hearing is informal and in private and the subcommittee chairman shall provide reasonable opportunities for every witness to be heard. With the consent of or on invitation of the representative of the defendant organization, the following persons may attend:

(1) representatives of the Counsel on Academic Freedom and Responsibility;

(2) representatives of the Student Court and Student Assembly;

(3) staff members of The Daily Texan; and

(4) a faculty adviser and not more than 15 members of the organization.

(c) An organization does not have a privilege against self-incrimination, nor may it challenge any member of the committee for cause.

(d) The dean shall furnish a suitable room, necessary equipment, and clerical assistance to the subcommittee or committee for a hearing or consideration of an appeal.

(e) To the extent consistent with this chapter, the subcommittee and the dean shall follow the procedural and evidentiary regulations set out in Sections 11-406 and 11-407.

#### Sec. 6-504. PENALTIES

A subcommittee that finds after a hearing under this subchapter that an organization has violated a regents' rule, university regulation, or administrative rule may

(1) suspend for not more than 1 calendar year the organization's right to do one or more of the following:

(A) publicly post signs;

(B) install a booth;

(C) publicly assemble or demonstrate;

(D) sponsor or present a public performance;

(E) publicly raise funds or make a noncommercial solicitation;

(F) reserve the use of university facilities;

or

(G) participate in intramural athletics;

(2) suspend for not more than 1 calendar year the organization's registration; or

(3) cancel the organization's registration for not less than 1 calendar year.

## SUBCHAPTER 6-600. APPEAL

### Sec. 6-601. DISCIPLINARY APPEALS

(a) An organization is entitled to appeal the decision of a subcommittee to the full committee. An organization appeals by giving written notice to the committee chairman on or before the 5th class day after the day the subcommittee announces its decision. The notice is informal, but shall contain the organization's name and mailing address, a description of each violation of which the organization was found guilty, and the date of the subcommittee's decision. Notice of appeal timely given under this subsection suspends imposition of penalty until the appeal is finally decided.

(b) When he receives timely notice of appeal, the committee chairman shall direct the subcommittee that conducted the hearing to prepare and send him a concise, written statement of the reasons for its decision together with a copy of the notice letter, hearing recording, stenographic digest, and all evidence offered at the hearing. The chairman shall furnish a copy of the subcommittee's statement to the organization.

(c) At the request of the organization or the dean, the committee chairman shall

(1) notify the organization and dean in writing of the time, date, and place for the hearing on the appeal; and

(2) hear oral argument and receive written briefs from a representative of the organization and the dean.

(d) The committee shall confine its review of the subcommittee's decision to the subcommittee's statement of reasons, the hearing recording, the stenographic digest, and the evidence offered at the subcommittee hearing. To the extent consistent with this chapter, it shall apply the same standards applied by the Discipline Policies Committee in considering an appeal under Section 11-603, and may take any action that the Discipline Policies Committee is authorized to take by Section 11-602(c). The committee may not increase the penalty imposed by the subcommittee.

(e) If the committee modifies or sets aside the subcommittee's finding of guilt on the ground that it violates a federal or state law or regents' rule, the dean may appeal the adverse decision to the Board of Regents on or before the 5th class day after the day the committee announces its decision.

### Sec. 6-602. APPEALS FROM DECISIONS UNDER CHAPTER 10

(a) A student or organization is entitled to appeal to the committee from a decision of the dean or other official under Chapter 10. A student or organization appeals by giving written notice to the committee chairman, and by sending a copy to the dean or other official, on or before the 5th class day after the day the decision is announced. The notice is informal, but shall contain the student's or organization's name and mailing address, a concise description of the decision complained of, the student's or organization's reasons for disagreeing with the decision, and the date the decision was announced.

(b) When he receives timely notice of appeal, the chairman shall direct the dean or other official to prepare and send him a copy of the written statement of the reasons given for the dean's or other official's refusal.

(c) The committee shall give notice, hear argument and consider briefs, conduct its review, and take action in accordance with Sections 6-601(c) and (d). If either party intends to offer evidence relevant to the stated reasons for refusal, he shall give the committee notice at least 1 day before the date of the hearing. The committee shall then receive the evidence in accordance with the procedural and evidentiary regulations set out in Sections 11-406 and 11-407 to the extent consistent with this chapter.

Sec. 6-603. FURTHER REVIEW BY PETITION

\* (a) The dean, a /A/ student, or an organization may petition in writing through the vice-president to the president, the chancellor /CHANCELLOR OF THE UNIVERSITY OF TEXAS SYSTEM/, and the Board of Regents to review the action of the Committee on Student Organizations /ORGANIZATIONS' ACTION/ under Section 6-601 or 6-602. The vice-president, the president, the chancellor, and the Board of Regents review appeals solely in their discretion.

(b) To the extent consistent with this chapter, the provisions of Section 11-604 govern petitions to review committee action.

## CHAPTER 10. USE OF UNIVERSITY FACILITIES

### SUBCHAPTER 10-100. GENERAL PROVISIONS

#### Sec. 10-101. PURPOSE AND APPLICATION

(a) The university permits the orderly use of its facilities by students and organizations to further the educational process. The university encourages student advocacy, within the limits necessary to accommodate academic needs and insure the public safety, and welcomes its students' involvement with the political, moral, and social issues of the day. The university does not endorse any statement or activity that does not represent official university action.

\*

(b) This chapter regulates the reservation of university facilities; the distribution of petitions, handbills, and literature; the posting of signs; the installation of booths; public demonstrations; public performances; fund raising or noncommercial solicitation; and political and religious activities. It does not apply to THE USE OF TEXAS UNION property occupied by the Texas Union.

#### Sec. 10-102. APPEAL

A student or organization aggrieved by a decision of the dean or another official under this chapter is entitled to appeal the decision to the Committee on Student Organizations. The procedure for appeal is set out in Sections 6-602 and 6-603.

#### Sec. 10-103. DEFINITIONS

In this chapter, unless the context requires a different meaning,

(1) "adviser" means a member of the general faculty or full-time administrative staff who counsels the members of an organization;

(2) "class day" means a day on which classes or reading periods before semester or summer session final examinations are regularly scheduled or on which semester or summer session final examinations are given;

(3) "dean" means the Dean of Students, his delegate, or his representative;

(4) "organization" means a group holding a valid temporary or permanent registration from the Committee on Student Organizations;

(5) "student" means a person enrolled in residence at the university or a person accepted for admission or readmission at the university while he is on the campus;

(6) "university" means The University of Texas at Austin; and

(7) "university facility" means a classroom, auditorium, dormitory, or other area of the campus.

SUBCHAPTER 10-200. RESERVATION OF A UNIVERSITY FACILITY

Sec. 10-201. PERMISSION TO USE

(a) An organization may reserve the use of a university facility. Before using the university facility, the organization must obtain permission from the appropriate official described in Subsection (b).

(b) An organization shall apply to the dean for permission to reserve the use of a university facility; but, except as provided in Section 10-202(b), an organization that does not have a campus-wide membership may apply to the appropriate official with jurisdiction over the university facility.

Sec. 10-202. APPLICATION

(a) Except as provided in Subsection (b), an organization wishing to reserve the use of a university facility may apply in person, in writing, or by telephone. The application shall contain

(1) the applicant's name and the name of its adviser;

(2) the location of the university facility desired and the date and time of the proposed use;

(3) the approximate number of persons expected to use the university facility; and

(4) the proposed use of the university facility.

(b) An organization may reserve the use of a university facility to hear a speaker who is not a student or faculty or administrative staff member by applying in writing to the dean for permission. In addition to the information required by Subsection (a), the application shall contain

(1) the speaker's name and the general topic of his speech;

(2) the signature of the adviser; and

\* (3) a statement as to whether or not [THAT] the speaker will entertain questions from the audience following the speech [ , OR A STATEMENT OF THE REASONS WHY QUESTIONS WILL NOT BE PERMITTED ].

Sec. 10-203. CONSIDERATION OF APPLICATION

(a) The dean or other official shall approve an application properly made under Section 10-202 unless he has reasonable grounds to believe that

(1) the university facility requested is unavailable, inadequate, or inappropriate to accommodate the proposed use at the time requested;

(2) the applicant is under a disciplinary penalty prohibiting reserving the use of a university facility;

(3) the proposed use includes commercial solicitation other than the sale of official student publications;

(4) a university facility requested for other than a class day cannot conveniently be made available on that day, except that the use of university auditoriums on Sundays will be limited to Sunday afternoons (authorization for their use at that time will be given only for concerts or other programs appropriate to the day);

\* (5) the proposed use would constitute an immediate and actual danger to the peace or security of the university that available law-enforcement officials could not control with reasonable effort; or

\* [(6) NO SUFFICIENT REASON HAS BEEN STATED FOR FAILURE TO PROVIDE FOR QUESTIONS FROM THE AUDIENCE FOLLOWING THE SPEECH; OR]

(6) [(7)] the person for whom permission to speak is requested is known to advocate or recommend, either orally or in writing, the conscious and deliberate violation of any federal, state, or local law.

(b) If the dean or other official does not approve an application under Subsection (a), he shall give the applicant a written statement of the grounds for refusal.

#### Sec. 10-204. USE OF DESIGNATED AREAS

(a) Annually before September 15 the dean shall prepare a list designating one or more areas of the campus for use by students and organizations. He shall publish the list once each week for 3 consecutive weeks in The Daily Texan newspaper between September 15 and October 15. He shall also post signs identifying each designated area in conspicuous locations around and in each area.

(b) A student or organization may use an area designated under Subsection (a)

(1) for public discussion without prior permission under Section 10-201;

(2) for peaceful public assembly or demonstration without prior permission under Section 10-306; and

(3) for installing booths without prior permission under Section 10-305, but the student or organization shall remove the booth not later than 14 days after it is installed.

#### Sec. 10-205. REGULATIONS APPLICABLE TO A UNIVERSITY FACILITY

(a) Except as provided in Section 10-204(b), the regulations in this chapter apply to the use of a university facility.

(b) On request of a university employee acting in the performance of his duties, any person using a university facility shall identify himself.

#### SUBCHAPTER 10-300. STUDENT ADVOCACY

#### Sec. 10-301. PETITIONS, HANDBILLS, AND LITERATURE

\* (a) After complying with Subsection (b), a student or an organization may publicly distribute on university property



one or more petitions, handbills, or pieces of literature that are not obscene, vulgar, or libelous, or that do not advocate the deliberate violation of any federal, state, or local law.

(b) Before beginning distribution, the student or organization must deposit in the dean's office a copy of each petition, handbill, or piece of literature to be distributed. Each petition, handbill, or piece of literature deposited with the dean shall

(1) identify the student or organization distributing it; and

(2) if an organization is distributing it, contain the name and signature of the organization's adviser.

(c) No student or organization may distribute literature by accosting individuals or by hawking or shouting. A student or organization shall clean the area around which the literature was distributed.

#### Sec. 10-302. SIGNS

(a) In this chapter, unless the context requires a different meaning, "sign" includes billboard, decal, notice, placard, poster, banner, and any kind of hand-held sign.

(b) Except as provided in Section 10-303, a student or organization may publicly post a sign on university property. No object other than a sign may be posted on university property.

(c) Before publicly posting a sign, the student or organization must

(1) deposit in the dean's office a copy, photograph, or description of the sign to be posted;

(2) give notice to the dean on a form prescribed by the dean and containing

(A) the name of the student or organization, and if an organization, the name of its adviser;

(B) the proposed general location for posting the sign;

(C) the length of time the sign will be posted; and

(D) the signature of the student, or if an organization, the signature of its representative and the signature of its adviser; and

(3) place the date of posting on each sign posted.

(d) A sign may not be

(1) attached to

(A) a shrub or plant;

(B) a tree, except by string to its trunk;

purpose;

- (C) a permanent sign installed for another
- (D) a fence or chain or its supporting structure;
- (E) a brick, concrete, or masonry structure; or
- (F) statuary, a monument, or similar structure;

or

(2) posted

- (A) on or adjacent to a fire hydrant;
- (B) on or between a curb and a sidewalk;
- (C) on the East or South Mall; or
- (D) in a university building, except on a bulletin board.

(e) A student or organization shall remove each of its signs not later than 14 days after posting or attaching or not later than 24 hours after the event to which it relates has ended, whichever is earlier. At the same time, the student or organization shall clean the area around which the sign was posted.

\* (f) No person may remove a sign posted or attached in accordance with this section by a student or organization without permission from the dean or the student or organization.

#### Sec. 10-303. NONPERMISSIBLE SIGNS

(a) No student or organization may post or carry a sign that

(1) involves commercial solicitation other than the sale of official student publications;

(2) identifies a person as a candidate for a specific local, state, or national political office;

\* (3) contains material that is obscene, vulgar, or libelous, [MATERIAL] or that advocates the deliberate violation of any federal, state, or local law; or

(4) is larger than 22 inches by 28 inches unless authorized under Subsection (b).

(b) The director of the physical plant upon application may permit a student or organization to post a sign not larger than 150 square feet in area.

#### Sec. 10-304. BULLETIN BOARDS

\* A bulletin board is under the jurisdiction of the college, school, department, or administrative office that maintains it. A student, group, or organization shall apply to the appropriate college, school, department, or administrative official for permission to use a bulletin board, and shall not use a bulletin board without such permission.

Sec. 10-305. BOOTHS

(a) In this chapter, unless the context requires a different meaning, "booth" includes furniture, enclosure, and any other structure temporarily installed for distributing petitions, handbills, or literature, or for displaying signs, or for raising funds or soliciting tangible items.

(b) A student or organization may install a booth after meeting the requirements of Subsections (c) and (d).

(c) Before installing a booth, a student or organization must apply to the dean for permission on a form prescribed by the dean. An application under this section shall contain

(1) the applicant's name, and if an organization, the name of its adviser;

(2) the proposed use of the booth;

(3) the proposed location and approximate size of the booth;

(4) the length of time that the booth will be installed; and

(5) the signature of the applicant or its representative, and if the applicant is an organization, the signature of its adviser.

(d) The dean shall approve an application properly made under Subsection (c) unless he has reasonable grounds to believe that

(1) the applicant is under a disciplinary penalty prohibiting installing a booth;

(2) the proposed location

(A) is unavailable;

(B) is in an area designated by the dean as inappropriate for a booth; or

(C) unreasonably obstructs pedestrian or vehicular traffic;

(3) the booth will be used for commercial solicitation other than the sale of official student publications; [OR]

\* (4) the booth will be used for the distribution of material that is obscene, vulgar, or libelous, or that advocates the deliberate violation of any federal, state, or local law; or

(5) [(4)] the booth will be installed for more than 14 calendar days.

(e) The student or organization that installs a booth shall remove it on or before the 1st class day after the day the permission to install expires. At the same time, the student or organization shall clean the area around the booth.

(f) No student or organization may operate a booth for the purpose of distributing, soliciting, or selling by accosting individuals or by hawking or shouting.

(g) If the dean refuses an application under Subsection (c), he shall give the applicant a written statement of the grounds for refusal.

Sec. 10-306. PUBLIC DEMONSTRATIONS AND ATHLETIC RALLIES

(a) Athletic rallies are under the jurisdiction of the Rally Advisory Committee.

(b) A student or organization may publicly assemble or demonstrate in a peaceful manner after obtaining the dean's permission.

(c) An application to publicly assemble or demonstrate shall be made on a form prescribed by the dean and shall contain

(1) the applicant's name, and if an organization, the name of its adviser;

(2) the proposed location, date, and time for the assembly or demonstration;

(3) the anticipated number of participants;

(4) the purpose of the assembly or demonstration;  
and

(5) the signature of the applicant or its representative, and if it is an organization, the signature of its adviser.

(d) The dean shall approve an application properly made under Subsection (c) unless he has reasonable grounds to believe that

(1) the applicant is under a disciplinary penalty prohibiting publicly assembling or demonstrating;

(2) the proposed location is unavailable at the time requested;

(3) the proposed date and time are unreasonable;

(4) the demonstration would unreasonably obstruct pedestrian or vehicular traffic;

(5) the assembly or demonstration would prevent, obstruct, or unreasonably interfere with the normal operations and activities of the university; or

\* (6) the assembly or demonstration would constitute an immediate and actual danger to the peace or security of the university that available law-enforcement officials could not control with reasonable effort.

(e) If an application under this section is refused, the dean shall give the applicant a written statement of the grounds for refusal.

## SUBCHAPTER 10-400. PUBLIC PERFORMANCES

### Sec. 10-401. SPONSORSHIP

(a) In this chapter, unless the context requires a different meaning, "public performance" means a public exhibition on university property for which admission will be charged.

(b) Only an organization may sponsor or present a public performance.

### Sec. 10-402. APPLICATION

(a) Before an organization may advertise or present a public performance, it must apply to the dean for permission on a form prescribed by the dean. The application shall be combined with applications to reserve the use of a university facility under Subchapter 10-200 and for fund raising and noncommercial solicitation under Subchapter 10-500.

(b) An application under Subsection (a) shall contain

(1) the names of the organization and its adviser;  
(2) a description of the proposed public performance;

(3) the approximate number of persons expected to attend the proposed performance;

(4) the proposed location, date, and time for the performance; and

(5) the signatures of a representative and the adviser of the organization.

(c) The dean shall approve an application properly made under Subsections (a) and (b) unless

(1) the request to reserve the use of a university facility is not approved under Section 10-203; or

(2) the proposed fund raising or other noncommercial solicitation does not comply with Subchapter 10-500.

## SUBCHAPTER 10-500. FUND RAISING AND NONCOMMERCIAL SOLICITATION

### Sec. 10-501. PERMISSIBLE FUND RAISING AND NONCOMMERCIAL SOLICITATION

(a) Only an organization may raise funds or solicit tangible items on university property. Except as authorized by Subsection (b), funds may be raised or proceeds of noncommercial solicitation may be solicited only for the benefit of the total university or of a worthy university-related activity.

(b) An organization may raise funds or make a noncommercial solicitation on university property for its own benefit only among its members and only at a meeting of the organization.

(c) Before engaging in public or private fund raising or noncommercial solicitation on university property, an organization must apply to the dean for permission under rules promulgated by the Students' Association and approved by the dean.

Sec. 10-502. STUDENTS' ASSOCIATION RULES

\* (a) In accordance with Section 10-501, and subject ~~[SUBJECT]~~ to approval by the dean ~~[OF THE RULES TO BE PROMULGATED]~~, the Students' Association shall promulgate, publish, and distribute reasonable rules

(1) establishing criteria for approving the institutions and activities for which funds may be raised publicly on university property;

(2) describing how to apply to the dean for permission to raise funds;

(3) regulating in coordination with the dean's office the manner and duration of, and the days, times, and locations for, fund raising; and

(4) implementing the accounting and ticket procedure set out in Sections 10-503 and 10-504.

(b) The dean shall enforce Students' Association rules promulgated under this section.

Sec. 10-503. ACCOUNTING PROCEDURE

(a) An organization shall deposit in the dean's office all money and checks received from public or private fund raising. A representative of the organization shall personally deposit all money.

(b) An organization shall make deposits weekly unless receipts exceed \$50 a day, in which case it shall make deposits daily.

(c) On or before the 11th class day after the day fund raising ends, the organization shall file with the dean a final report, signed by a representative and the adviser of the organization, showing total receipts and any other information required by Students' Association rule.

Sec. 10-504. TICKET SALES

(a) An organization shall order through the dean tickets connected with fund raising. Each ticket shall show the admission price and shall be prenumbered unless it reserves a specific seat for a specific performance.

(b) In accordance with Section 10-503, an organization shall deposit all money and checks received from ticket sales.

(c) In accordance with Section 10-503(c), an organization shall file in the dean's office a final report

(1) bearing the name of each recipient of a complimentary ticket; and

(2) accompanied by all unused tickets.

## SUBCHAPTER 10-600. POLITICAL AND RELIGIOUS ACTIVITIES

### Sec. 10-601. PERMISSIBLE ACTIVITIES

(a) Only an organization may sponsor activities on university property in behalf of a specific candidate for local, state, or national political office. An organization may not cosponsor these activities with a person or group of persons who are not students, faculty, or administrative staff members. A candidate for local, state, or national political office, or his representative, may speak only in an auditorium. Meetings addressed by candidates for public office, or other off-campus speakers appearing in the interest of a particular candidate or candidates for public office, will be open only to members of recognized sponsoring organizations and their personally invited guests, other students, and faculty.

(b) Students, groups, and organizations associated for religious purposes on university property are under the jurisdiction of the Committee on Student Organizations. Students, groups, and organizations may not cosponsor religious activities on university property with a person or group of persons who are not students, faculty, or administrative staff members.

### Sec. 10-602. APPLICABLE REGULATIONS

Students participating in religious activities, or in activities in behalf of a specific candidate for local, state, or national political office, are subject to the regulations relating to petitions, handbills, and literature; signs; booths; public demonstrations; fund raising or noncommercial solicitation; and reserving the use of university facilities.

## CHAPTER 11. STUDENT DISCIPLINE AND CONDUCT

### SUBCHAPTER 11-100. GENERAL PROVISIONS

#### Sec. 11-101. PURPOSE

(a) A student at the university neither loses the rights nor escapes the responsibilities of citizenship. He is expected to obey both the penal and civil statutes of this state and the federal government and the regents' rules, university regulations, and administrative rules. He may be penalized by the university for violating its standards of conduct even though he is also punished by state or federal authorities for the same act, but institutional penalties shall not be used merely to duplicate the penalties imposed by civil authority.

(b) This chapter contains regulations for dealing with alleged student violations of university standards of conduct in a manner consistent with the requirements of procedural due process. It also contains, in Subchapter 11-800, descriptions of standards of conduct to which students must adhere.

#### Sec. 11-102. APPLICATION

(a) This chapter applies to individual students, and states the function of faculty and administrative staff members of the university in disciplinary proceedings.

(b) The university has jurisdiction for disciplinary purposes over a person who was a student at the time he allegedly violated a regents' rule, university regulation, or administrative rule.

#### Sec. 11-103. DEFINITIONS

In this chapter, unless the context requires a different meaning,

(1) "class day" means a day on which classes or reading periods before semester or summer session final examinations are regularly scheduled or on which semester or summer session final examinations are given;

(2) "chancellor" means the Chancellor of The University of Texas System;

(3) "complaint" is a written statement of the essential facts constituting a violation of a regents' rule, university regulation, or administrative rule;

(4) "dean" means the Dean of Students, his delegate, or his representative;

(5) "president" means the President of The University of Texas at Austin;

(6) "student" means a person enrolled in residence at the university or a person accepted for admission or readmission at the university while he is on the campus; and

(7) "university" means The University of Texas at Austin.



## SUBCHAPTER 11-200. ADMINISTRATION OF DISCIPLINE

### Sec. 11-201. ADMINISTRATION BY DEAN OF STUDENTS

(a) Under direction of the president, the dean is primarily responsible for administration of student discipline.

(b) In carrying out his responsibility, the dean shall consult regularly with the Discipline Policies Committee.

### Sec. 11-202. DISCIPLINE POLICIES COMMITTEE

(a) The Discipline Policies Committee has 9 members. The members are:

(1) 5 representatives from the general faculty, appointed by the president for staggered 2-year terms;

(2) the Chief Justice of the Student Court, who serves for a 1-year term; and

(3) 3 student assemblymen, designated by the Student Assembly for 1-year terms.

(b) The dean serves the committee as an administrative adviser without vote.

(c) The president shall appoint the committee chairman, who presides over committee meetings and serves as the committee's chief executive officer. The chairman may appoint as many subcommittees as are necessary to carry out the committee's business.

(d) The committee shall

(1) consult regularly with the dean on student disciplinary policies, rules, and practices;

(2) recommend to the dean and to the Faculty Council changes in student disciplinary policies, rules, and practices; and

(3) hear appeals from faculty-student discipline committees.

### Sec. 11-203. FACULTY-STUDENT DISCIPLINE COMMITTEES

(a) The dean shall appoint discipline committees to hear complaints under Subchapter 11-400. Each committee shall have 3 faculty representatives and 2 students appointed by the dean in alphabetical rotation from available members of the discipline panel.

(b) The discipline panel has 80 members. The members are:

(1) 50 representatives from the general faculty, appointed by the president for staggered terms not exceeding 5 years; and

(2) 30 students, nominated by the Student Assembly /PRESIDENT OF THE STUDENTS' ASSOCIATION/ and appointed by the dean for 1-year terms.

\*

\* (c) The Student Assembly /PRESIDENT OF THE STUDENTS' ASSOCIATION/ may nominate only junior, senior, or graduate students for appointment to the discipline panel. The dean may reject any nomination, in which case the Student Assembly /PRESIDENT OF THE STUDENTS' ASSOCIATION/ shall nominate another, but the dean may not appoint a student not nominated by the Student Assembly /PRESIDENT OF THE STUDENTS' ASSOCIATION/.

(d) The Chairman of the Discipline Policies Committee shall instruct the discipline panel members on student disciplinary policies, rules, and hearing procedures as soon as practicable after the members are appointed.

SUBCHAPTER 11-300. INITIATION OF DISCIPLINARY PROCEEDINGS AND ADMINISTRATIVE DISPOSITION

Sec. 11-301. INVESTIGATION

(a) When the dean receives information that a student has allegedly violated a regents' rule, university regulation, or administrative rule, he shall investigate the alleged violation. Except as provided in Subsection (b), the dean, after completing his preliminary investigation, may

(1) dismiss the allegation as unfounded; or

(2) summon the student for a conference, and after conferring with the student, either dismiss the allegation or

(A) proceed administratively under Section 11-303 if he determines that the alleged violation is a minor violation and if the facts are not in dispute;

(B) proceed administratively under Section 11-304 if he determines that the alleged violation is a major violation; or

(C) prepare a complaint based on the allegation and send it, together with a list of witnesses and documentary evidence supporting the allegation, to the Discipline Policies Committee as provided under Section 11-400.

(b) If the alleged violation involves scholastic dishonesty, or if it is referred by the Discipline Policies Committee, the dean shall proceed under Subsection (a)(2)(C), unless the committee directs the dean to proceed under Subsection (a)(1), (a)(2)(A), or (a)(2)(B).

(c) Pending action on the charges, the dean, the president, or the chancellor may suspend the right of a student to be present on the campus and to attend classes, or otherwise alter the status of a student

(1) for reasons relating to the student's physical or emotional safety and well-being; or

(2) for reasons relating to the safety of students, faculty or administrative staff, or university property; or

(3) upon the student's indictment for a felony pending a final disposition of the indictment, but if he is not

acquitted, his readmission to the university will be subject to the approval of the dean and the president.

\* (d) Notwithstanding any other provision of this chapter, the /THE/ dean, the president, or the chancellor may take immediate interim disciplinary action against a student who violates a rule or regulation of The University of Texas System or the university, when in the opinion of the official the interest of The University of Texas System or the university would be served by interim action.

(e) A student may appeal a suspension or alteration of status initiated under Subsection (c) to the Discipline Policies Committee under Subchapter 11-600.

\* (f) Searches of /NO PERSON SHALL SEARCH/ student-occupied premises or a student's personal possessions /FOR THE PURPOSE OF ENFORCING THIS CHAPTER. SEARCHES BY LAW ENFORCEMENT OFFICERS OF SUCH PREMISES OR POSSESSIONS/ shall be only as authorized by law.

(g) If the alleged violation is a violation of the School of Law Honor Code, the dean of the School of Law shall proceed under that code.

#### Sec. 11-302. SUMMONING STUDENT

(a) The dean may summon a student to appear in connection with an alleged violation by sending him a letter by certified mail, return receipt requested, addressed to the student at his address appearing in the registrar's records.

(b) The letter shall direct the student to appear at a specified time and place not less than 3 class days after the date of the letter. The letter shall also describe briefly but accurately the alleged violation.

(c) The dean may place on disciplinary probation a student who fails without good cause to comply with a letter sent under Subsection (a), or the dean may proceed against the student under Subchapter 11-400.

#### Sec. 11-303. ADMINISTRATIVE DISPOSITION OF A MINOR VIOLATION

(a) When the facts are not in dispute, the dean may administratively dispose of any violation that he determines is a minor violation, without a hearing under Subchapter 11-400.

(b) When the facts are not in dispute, the dean may take action other than by judicial proceeding in cases of student conduct involving psychological or mental disturbance or other unusual circumstances.

(c) In administratively disposing of a minor violation, the dean may impose any penalty authorized by Subdivision (1), (2), (3), (4), or (5) of Section 11-501.

(d) At a conference with a student in connection with an alleged violation, the dean shall advise the student of his rights, including the right not to discuss the alleged violation.

(e) The dean shall prepare an accurate, written summary of each administrative disposition of a minor violation and

forward a copy to the student, the parents or guardian of an unmarried minor student, and the Discipline Policies Committee.

(f) The student has no right to a hearing under Subchapter 11-400 in the administrative disposition of a minor violation, but he may appeal the decision of the dean to the Discipline Policies Committee under Subchapter 11-600.

#### Sec. 11-304. ADMINISTRATIVE DISPOSITION OF A MAJOR VIOLATION

(a) The dean may administratively dispose of any violation that he determines is a major violation without a hearing under Subchapter 11-400, if

(1) it is in the best interest of the university and the student concerned; and

(2) the student concerned consents in writing to administrative disposition.

(b) A student may refuse administrative disposition of his alleged major violation and on refusal is entitled to a hearing under Subchapter 11-400. If a student accepts administrative disposition, he shall sign a statement that he understands the violation charged, his right to but waiver of a hearing, the penalty imposed, and his waiver of the right to appeal.

(c) In administratively disposing of a major violation, the dean may impose any penalty authorized by Section 11-501.

(d) The dean shall prepare an accurate, written summary of each administrative disposition of a major violation and forward a copy to the student, the parents or guardian of an unmarried minor student, and the Discipline Policies Committee.

(e) There is no appeal from the administrative disposition of a major violation, but on request of a student defendant, the Discipline Policies Committee may vacate an administrative disposition and order proceedings under Subchapter 11-400 if necessary to prevent manifest injustice.

#### SUBCHAPTER 11-400. HEARING

#### Sec. 11-401. FACULTY-STUDENT DISCIPLINE COMMITTEE

(a) The dean, when referring a complaint to the Discipline Policies Committee, shall appoint a faculty-student discipline committee to consider the complaint.

(b) The committee members appointed shall elect a chairman from their number. The chairman presides over the hearing, and among his other duties shall

(1) ascertain that the dean has satisfactorily performed the requirements of Section 11-402;

(2) rule on the admissibility of evidence, motions, and objections to the procedure, but a majority of the committee members present may override the chairman's ruling; and

(3) certify the hearing record when notice of appeal is given.

(c) Three members of a faculty-student discipline committee constitute a quorum and a majority of a quorum rules.

#### Sec. 11-402. DUTIES OF DEAN

The dean shall

(1) instruct members of the faculty-student discipline committee on hearing procedure;

(2) set the date, time, and place for the hearing and notify the student defendant of the date, time, and place;

(3) summon witnesses, and require the production of documentary and other evidence requested by the student defendant or the committee;

(4) arrange for recording the hearing as provided in Section 11-407(e); and

(5) furnish a suitable room, necessary equipment, and clerical assistance to the committee for a hearing.

#### Sec. 11-403. NOTICE

(a) The dean shall notify the student defendant concerned by letter of the date, time, and place for the hearing. The dean shall send the letter by certified mail, return receipt requested, addressed to the student defendant at his address appearing in the registrar's records. If the student defendant is an unmarried minor, a copy of the letter may be sent to his parents or guardian.

(b) The letter shall specify a hearing date not less than 3 nor more than 10 class days after the date of the letter. The committee chairman for good cause may postpone the hearing and shall direct the dean to notify all interested persons of the new hearing date, time, and place.

(c) A faculty-student discipline committee may hold a hearing at any time if

(1) the president, or his designated representative in his absence, states in writing to the dean that, because of extraordinary circumstances, the requirement of Subsection (b) is inappropriate; and

(2) the student defendant has actual notice of the date, time, and place of the hearing.

(d) A letter mailed under Subsection (a) shall

(1) direct the student defendant to appear before the committee on the date and at the time and place specified;

(2) advise the student defendant of his rights

(A) to a private hearing;

(B) to appear in person or with a representative at the hearing;

(C) to challenge members of the hearing committee;

(D) to know the identity of each witness who will testify against him;

(E) to summon witnesses, require the production of documentary and other evidence, and offer evidence and argue in his own behalf;

(F) to cross-examine each witness who testifies against him;

(G) to have the hearing recorded verbatim and have a stenographic digest made of the recording;

(H) to make his own transcript of the hearing; and

(I) to appeal under Subchapter 11-600;

(3) contain the names of the committee members appointed to consider the complaint;

(4) contain the names of witnesses who will testify against the student defendant and a description of documentary and other evidence that will be offered against him; /AND/

(5) contain a copy of the complaint; and

\*

(6) notify the student defendant that the dean may be represented by counsel and that the dean or counsel may cross-examine a student testifying in the student defendant's behalf, or the student defendant if he testifies in his own behalf.

(e) The dean may suspend a student defendant who fails without good cause to comply with a letter sent under this section, or in his discretion, the dean may proceed with the hearing in the student's absence.

#### Sec. 11-404. PRELIMINARY MATTERS

(a) Charges arising out of a single transaction or occurrence, against 1 or more students shall be heard together, but the committee for good cause shown may grant a separate hearing before the same or a different tribunal.

(b) At least 1 class day before the hearing date, the student concerned shall furnish the committee chairman with

(1) the name of each witness he wants summoned and a description of all documentary and other evidence he wants produced;

(2) any objection that, if sustained, would prevent the hearing;

(3) the name of the representative, if any, who will appear with him;

(4) notice of intent to challenge any member of the committee; and

(5) a request for a separate hearing, if any, and the grounds for such a hearing.

(c) When the hearing is set under Section 11-403(c), or for other good cause determined by the committee chairman, the student concerned is entitled to furnish the information described in Subsection (b) at any time before the committee begins deliberation on guilt or innocence.

Sec. 11-405. CHALLENGES TO THE COMMITTEE

If the accused student is not satisfied with the fairness or objectivity of any member of the tribunal, he may challenge the member's alleged lack of fairness or objectivity, but he is not entitled to disqualify the member from serving on the tribunal. It shall be up to each challenged member to determine whether he can serve with fairness and objectivity, and if the challenged member disqualifies himself, the dean shall appoint a qualified substitute member.

Sec. 11-406. PROCEDURE

(a) The hearing is informal and the chairman shall provide reasonable opportunities for witnesses to be heard. The hearing is closed, except that, with the consent of or on invitation of the student defendant, the following persons may attend:

(1) representatives of the Counsel on Academic Freedom and Responsibility;

(2) representatives of the Student Court or Student Assembly;

(3) staff members of The Daily Texan;

(4) members of the student defendant's immediate family; and

(5) not more than 2 other persons.

(b) The committee shall proceed generally as follows during the hearing:

(1) the dean reads the complaint;

(2) the chairman informs the student defendant of his rights listed in Section 11-403(d)(2);

(3) the dean presents the university's case;

(4) the student defendant presents his defense;

(5) the dean and the student defendant present rebuttal evidence and argument;

(6) the committee deliberates in private and decides the issue of guilt or innocence;

(7) if the committee finds the student defendant guilty, the dean and the student defendant may present evidence and argument on an appropriate penalty;

(8) the committee deliberates in private and determines an appropriate penalty; and

(9) the committee informs the student of the decision and penalty, if any.

#### Sec. 11-407. EVIDENCE

(a) Legal rules of evidence do not apply to hearings under this subchapter and the committee may admit and give probative effect to evidence that possesses probative value and is commonly accepted by reasonable men in the conduct of their affairs. The committee shall exclude irrelevant, immaterial, and unduly repetitious evidence. The committee shall give effect to the rules of privilege recognized by law, and in addition shall recognize as privileged, communications between a student and a member of the staff of the Student Health Center, the Counseling Center, or the Office of the Dean of Students where such communications were made in the course of performance of official duties and when the matters discussed are understood by the staff member and the student to be confidential. Committee members may freely question witnesses.

(b) The committee shall presume a student defendant innocent of the alleged violation until it is convinced of his guilt by clear and convincing evidence.

(c) A witness shall testify or produce documentary and other evidence unless the testimony, document, or other evidence is privileged. A student defendant may not be compelled to testify.

(d) All evidence shall be offered to the committee during the hearing and made a part of the hearing record. Documentary evidence may be admitted in the form of copies or extracts, or by incorporation by reference. Real evidence may be photographed or described for the record. The committee shall decide the issue of guilt or innocence and an appropriate penalty solely on the basis of admitted evidence. The committee may consider a student defendant's disciplinary record only in determining an appropriate penalty after finding him guilty of the alleged violation.

(e) A tape recording shall be made of the hearing under supervision of the dean. A stenographic digest of the recording shall be made if needed for appeal, and on request, a student defendant shall be given a copy of the digest. A student defendant or his representative may listen to the tape recording under supervision of the dean and compare it with the digest. A student defendant may have a stenographer present at the hearing to make a stenographic transcript of the hearing, at the student's expense, but the student is not permitted to record the hearing by electronic means.

#### Sec. 11-408. DECISION

(a) The committee shall state in writing each finding of guilt and the penalty determined. Each committee member concurring in the finding and penalty shall sign the statement. The committee may include in the statement its reasons for the finding and penalty.

(b) On or before the 10th class day after the day it announces its decision, the committee, on motion of the student defendant or the dean, may reconsider its decision on the



finding or penalty and change its decision or set aside its decision and order a rehearing. The committee may not increase the penalty originally assessed.

Sec. 11-409. RECORD

(a) The hearing record consists of

(1) a copy of the notice required under Section 11-403;

(2) the recording and stenographic digest of the recording, together with all documentary and other evidence offered or admitted in evidence;

(3) written motions, pleas, and any other materials considered by the committee; and

(4) the committee's decisions.

(b) If notice of appeal is timely given as provided in Section 11-601, the dean, at the committee chairman's direction, shall prepare the record; the chairman shall certify its completeness and accuracy; and the dean shall send it to the Discipline Policies Committee, with a copy to the student appellant, on or before the 10th class day after the day notice of appeal is given.

SUBCHAPTER 11-500. PENALTIES

Sec. 11-501. AUTHORIZED DISCIPLINARY PENALTIES

The dean, under Subchapter 11-300, or a faculty-student discipline committee after a hearing under Subchapter 11-400, may impose one or more of the following penalties for violation of a regents' rule, university regulation, or administrative rule:

(1) admonition;

(2) warning probation;

(3) disciplinary probation;

(4) withholding of transcript or degree;

(5) bar against readmission;

(6) restitution;

(7) suspension of rights and privileges;

(8) suspension of eligibility for official athletic and nonathletic extracurricular activities;

(9) failing grade;

(10) denial of degree;

(11) suspension from the university;

(12) expulsion from the university.

Sec. 11-502. NATURE OF DISCIPLINARY PENALTIES

(a) An admonition is a written reprimand from the dean to the student on whom it is imposed.

(b) Warning probation indicates that further violations of regulations will result in more severe disciplinary action. The dean shall impose warning probation for a period of not more than 1 calendar year, and the student shall be removed automatically from probation when the imposed period expires.

(c) Disciplinary probation indicates that further violations may result in suspension. Disciplinary probation may not be imposed for more than 1 calendar year.

(d) Withholding of transcript or degree is imposed upon a student who fails to pay a debt owed the university, and the penalty terminates on payment of the debt.

(e) Bar against readmission is imposed on a student who has left the university and fails to pay a debt owed the university. The penalty terminates on payment of the debt.

(f) Restitution is reimbursement for damage to or misappropriation of property. Reimbursement may take the form of appropriate service to repair or otherwise compensate for damages.

(g) Suspension of rights and privileges is an elastic penalty. The dean or the discipline committee may impose limitations to fit the particular case.

(h) Suspension of eligibility for official athletic and nonathletic extracurricular activities prohibits, during the period of suspension, the student on whom it is imposed from joining a registered student organization; taking part in a registered student organization's activities, or attending its meetings or functions; and from participating in an official athletic or nonathletic extracurricular activity. A suspension may be imposed under this subsection for not more than 1 calendar year.

(i) A failing grade may be assigned to a student for a course in which he was found guilty of scholastic dishonesty.

(j) A student found guilty of scholastic dishonesty may be denied his degree.

(k) Suspension from the university prohibits, during the period of suspension, the student on whom it is imposed from entering the university campus, except in response to an official summons; from being initiated into an honorary or service organization; and from receiving credit at a component of the university system for scholastic work done in residence or by correspondence or extension. Except when suspension is imposed for scholastic dishonesty, the dean or faculty-student discipline committee may permit the receipt of credit for scholastic work done during the period of suspension.

(l) Expulsion from the university is permanent severance from the university.

SUBCHAPTER 11-600. APPEAL

Sec. 11-601. RIGHT TO APPEAL

\* (a) A student defendant or the dean may appeal the decision of a faculty-student discipline committee or of any higher reviewing authority to the Board of Regents through the Discipline Policies Committee, the president, and the chancellor. [,OR IF] If the violation is a minor violation [THE DEAN,] or [THE DECISION BY THE DEAN IN] an interim action under Section 11-301(c) or 11-301(d), a student defendant may appeal to the Board of Regents through the Discipline Policies Committee, the president, and the chancellor. It is not necessary that an appeal be presented to the Board of Regents if the student defendant and the dean are agreeable to the decision of the lower reviewing authority.

\* (b) An appeal from a decision of the faculty-student discipline committee or of any higher reviewing authority shall be made [HE APPEALS] by giving written notice to the dean on or before the 5th class day after the day on which the decision or action appealed from is announced. The notice is informal, but shall contain the student's name, the date of the decision or action, if any, and the name of the student defendant's [HIS] representative, if any. If the dean is the appellant, a copy of the notice shall be given the student defendant on the same day notice is served on the dean.

\* (c) Notice of appeal timely given by a student defendant [UNDER SUBSECTION (a)] suspends the imposition of penalty until the appeal is finally decided, but interim action may be taken as authorized under Section 11-301(c) or 11-301(d).

Sec. 11-602. CONSIDERATION OF APPEAL BY DISCIPLINE POLICIES COMMITTEE

\* (a) Upon the receipt of notice of an appeal to the Discipline Policies Committee, [AT THE STUDENT APPELLANT'S OR DEAN'S REQUEST,] the committee shall

\* (1) notify the student defendant [APPELLANT] and the dean in writing of the time, date, and place for the hearing; and

\* (2) hear oral argument and receive written briefs from the student defendant [APPELLANT] and the dean, or their representatives.

(b) The committee after considering the appeal may

(1) affirm the faculty-student discipline committee's or the dean's decision;

(2) reduce the penalty determined or otherwise modify the discipline committee's or the dean's decision;

\* (3) set aside the faculty-student discipline committee's or the dean's finding or guilt or penalty or both and refer either or both to another discipline committee if the violation is a major violation, or to a discipline committee or the dean, if the violation is a minor violation, for a new hearing; or

(4) dismiss the complaint.

\* (c) The Discipline Policies Committee may not increase a penalty determined by the faculty-student discipline committee or the dean. If a new hearing is ordered, no penalty may be imposed by the new faculty-student discipline committee that is greater than the penalty originally assessed.

(d) The Discipline Policies Committee shall confine its consideration of factual issues on an appeal to the hearing record. It may not substitute its judgment as to the weight of the evidence on questions of fact for the judgment of the faculty-student discipline committee members who heard the complaint.

\* (e) The committee shall modify or set aside the finding [OF GUILT] or imposition of penalty or both if the substantial rights of the student defendant [APPELLANT] were prejudiced because the faculty-student discipline committee's or the dean's findings of fact, inferences, conclusions, or decisions were [ARE]

(1) in violation of a federal or state law, regents' rule, university regulation, or administrative rule;

(2) made on unlawful procedure;

(3) clearly erroneous in view of the reliable, probative, and substantial evidence on the complete hearing record; or

(4) capricious, or characterized by abuse of discretion or clearly unwarranted exercise of discretion.

\* [(c) IF THE DISCIPLINE POLICIES COMMITTEE MODIFIES OR SETS ASIDE THE FACULTY-STUDENT DISCIPLINE COMMITTEE'S OR THE DEAN'S FINDING OF GUILT ON THE GROUND THAT IT VIOLATES A FEDERAL OR STATE LAW OR REGENT'S RULE, THE DEAN MAY APPEAL THE DECISION TO THE BOARD OF REGENTS ON OR BEFORE THE 5TH CLASS DAY AFTER THE DAY THE DISCIPLINE POLICIES COMMITTEE ANNOUNCES ITS DECISION.]

Sec. 11-603. CONSIDERATION OF APPEAL BY PRESIDENT, CHANCELLOR, AND BOARD OF REGENTS

\* (a) An appeal to the president, the chancellor, and/or the Board of Regents shall be based on the record made at the hearing, but the student defendant or the dean may present any reasons he wishes to urge against the action of the hearing tribunal or of any higher reviewing authority. The president, the chancellor, and/or the Board of Regents may require that the reasons for the appeal be presented in writing instead of orally.

(b) The president, the chancellor, and/or the Board of Regents may approve, reject, or amend the findings, recommendations, and suggestions of the faculty-student discipline committee or of any higher reviewing authority, or may return the findings, recommendations, and suggestions to the appropriate committee for hearing additional evidence and reconsidering its findings, recommendations, or suggestions.

SEC. 11-604. PETITION FOR REVIEW

(a) A STUDENT IS ENTITLED TO APPEAL IN WRITING TO THE BOARD OF REGENTS THROUGH THE DEAN, THE DISCIPLINE POLICIES COMMITTEE, THE PRESIDENT, AND THE CHANCELLOR OF THE UNIVERSITY OF TEXAS SYSTEM. THE PRESIDENT SHALL REVIEW EVERY PENALTY OF EXPULSION AFFIRMED BY THE DISCIPLINE POLICIES COMMITTEE.

(b) A PETITION FOR REVIEW IS INFORMAL BUT SHALL CONTAIN, IN ADDITION TO THE INFORMATION REQUIRED BY SECTION 11-601(a) FOR THE NOTICE OF APPEAL, THE DATE OF THE DISCIPLINE POLICIES COMMITTEE'S ACTION ON THE STUDENT APPELLANT'S APPEAL AND HIS REASONS FOR DISAGREEING WITH THE COMMITTEE'S ACTION. A STUDENT APPELLANT SHALL FILE HIS PETITION WITH THE PRESIDENT ON OR BEFORE THE 3RD CLASS DAY AFTER THE DAY THE DISCIPLINE POLICIES COMMITTEE ANNOUNCES ITS ACTION ON THE APPEAL. IF THE PRESIDENT REJECTS THE PETITION, AND THE STUDENT APPELLANT WISHES TO PETITION THE CHANCELLOR, HE SHALL FILE THE PETITION WITH THE CHANCELLOR ON OR BEFORE THE 3RD CLASS DAY AFTER THE PRESIDENT REJECTS THE PETITION, AND THE STUDENT APPELLANT WISHES TO PETITION THE BOARD OF REGENTS, HE SHALL FILE THE PETITION WITH THE BOARD ON OR BEFORE THE 3RD CLASS DAY AFTER THE DAY THE CHANCELLOR REJECTS THE PETITION.

(c) IF THE PRESIDENT, CHANCELLOR, OR BOARD OF REGENTS AGREES TO REVIEW AN APPEAL, THE DEAN SHALL FORWARD THE HEARING RECORD FOR REVIEW.

(d) THE PRESIDENT, CHANCELLOR, AND BOARD OF REGENTS IN THEIR REVIEW SHALL APPLY THE STANDARDS SET OUT IN SECTION 11-603, AND MAY TAKE ANY ACTION THAT THE DISCIPLINE POLICIES COMMITTEE IS AUTHORIZED TO TAKE BY SECTION 11-602(c). THEY MAY RECEIVE WRITTEN BRIEFS AND HEAR ORAL ARGUMENT DURING THEIR REVIEW.

(e) THE PRESIDENT, CHANCELLOR, OR BOARD OF REGENTS MAY NOT INCREASE A PENALTY DETERMINED BY THE FACULTY-STUDENT DISCIPLINE COMMITTEE./

SUBCHAPTER 11-700. DISCIPLINARY RECORDS

Sec. 11-701. HEARING RECORDS

(a) The hearing record, notice of appeal, and each petition for review are confidential and may not be disclosed in whole or part except on the dean's authorization as provided in Chapter 9. Invasion of the student defendant's privacy will be avoided to the greatest extent possible.

(b) The dean shall prepare written summaries of all complaints finally disposed of under Subchapters 11-400 and 11-600. The summary shall concisely describe the violation and its disposition, but may not identify the student defendant involved or the members of the discipline committee who heard the complaint. The dean shall maintain a permanent public file of these summaries, and send a copy of each summary as it is prepared to the Discipline Policies Committee for information purposes.

(c) The dean shall destroy each hearing recording and digest, notice of appeal, and petition for review 6 months after the complaint concerned is finally disposed of and he has prepared the summary required under Subsection (b). He shall destroy the remainder of the hearing record 4 years after the date of the discipline committee's decision.

Sec. 11-702. RECORDATION OF PENALTY BY REGISTRAR

(a) At the dean's direction, the registrar shall place on the student's permanent academic record a temporary symbol that will notify a member of the faculty or administrative staff that the student has been penalized for violating a university rule or regulation. In cases of admonition, no

symbol shall be placed on a student's permanent academic record. The dean shall prepare a list of symbols representing specific violations of university rules and regulations, and he shall make copies available to members of the faculty and administrative staff.

(b) The registrar shall remove the symbol when the penalty expires by its term.

#### SUBCHAPTER 11-800. STUDENT STANDARDS OF CONDUCT

##### Sec. 11-801. CONDUCT EXPECTED OF STUDENTS

The succeeding sections of this subchapter describe offenses for which a disciplinary proceeding may be initiated, but the university expects from its students a higher standard of conduct than the minimum required to avoid discipline. The university expects all students to obey the law, to show respect for properly constituted authority, to perform contractual obligations, to maintain absolute integrity and a high standard of individual honor in scholastic work, and to observe standards of conduct appropriate for a community of scholars.

##### Sec. 11-802. SCHOLASTIC DISHONESTY

(a) The dean may initiate disciplinary proceedings under Section 11-300 against a student accused of scholastic dishonesty.

(b) "Scholastic dishonesty" includes, but is not limited to, cheating on a test, plagiarism, and collusion.

(c) "Cheating on a test" includes

- (1) copying from another student's test paper;
- (2) using during a test materials not authorized by the person giving the test;
- (3) collaborating with another student during a test without authority;
- (4) knowingly using, buying, selling, stealing, transporting, or soliciting in whole or part the contents of an unadministered test;
- (5) substituting for another student, or permitting another student to substitute for one's self, to take a test; and
- (6) bribing another person to obtain an unadministered test or information about an unadministered test.

(d) "Plagiarism" means the appropriation of another's work and the unacknowledged incorporation of that work in one's own written work offered for credit.

(e) "Collusion" means the unauthorized collaboration with another person in preparing written work offered for credit.

##### Sec. 11-803. FINANCIAL TRANSACTIONS WITH THE UNIVERSITY

(a) No student may refuse to pay or fail to pay a debt he owes to the university.

(b) No student may give the university a check, draft, or order with intent to defraud the university.

(c) A student's failure to pay the university the amount due on a check, draft, or order on or before the 5th class day after the day he receives written notice from the Auditor's office that the drawee had rightfully refused payment on the check, draft, or order is prima facie evidence that the student intended to defraud the university.

(d) The dean may initiate disciplinary proceedings under Subchapter 11-300 against a student who has allegedly violated Subsection (a) or (b).

Sec. 11-804. CERTAIN OTHER OFFENSES

The dean may initiate disciplinary proceedings under Subchapter 11-300 against a student who

(1) violates a federal or state penal law on university property or in connection with any university-oriented activity;

(2) possesses or uses firearms on university-owned property without written permission from the dean;

(3) conducts himself in a manner that significantly interferes with university teaching, research, administration, or the university's subsidiary responsibilities;

(4) conducts himself in a manner that significantly endangers the health or safety of members of the university, or of visitors on the campus;

(5) damages, defaces, or destroys university property;

\* (6) engages in hazing, as defined by state law, or submits to hazing; or

(7) uses intoxicating beverages in a university classroom building, laboratory, auditorium, library building, museum, faculty or administrative office, intercollegiate and intramural athletic facility, or any other public campus area.

V. CALENDAR

1968 SEPTEMBER 1968						
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1968

- Sept. 20-21 Board of Regents' meeting in Austin
- Sept. 21\* U. of Houston vs. U. T. - Austin
- Sept. 28\* Texas Tech vs. U. T. - Lubbock
- Oct. 3 Meeting of Development Board in Austin
- Oct. 5\* Okla. State vs. U. T. - Austin
- Oct. 12 O. U. vs. U. T. - Dallas
- Oct. 18 Distinguished Alumni Banquet
- Oct. 19\* U. of Ark. vs. U. T. - Austin
- Oct. 26\* Rice U. vs. U. T. - Houston
- Oct. 28 John Connally Day at Hemis - Fair
- Nov. 1-2 Board of Regents' meeting in Austin
- Nov. 2 S. M. U. vs. U. T. - Austin
- Nov. 2 Dad's Day
- Nov. 5 Election Day
- Nov. 9 Baylor U. vs. U. T. - Waco
- Nov. 9 Hunting Season
- Nov. 16 T. C. U. vs. U. T. - Ft. Worth
- Nov. 25-26 Dedication of Telescope, McDonald Observatory
- Nov. 28 A&M vs U. T. - Austin
- Nov. 28-29 Thanksgiving Holidays

\*Night games - 7:30 p. m.



COMMITTEE OF THE WHOLE  
Chairman Erwin, Presiding

Emergency Items

Date: September 20, 1968  
Time: Following the meeting of the Land and Investment Committee  
Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

IV. SPECIAL ITEMS

A. U. T. Austin

14. Law School Enrollment

15. Change in Date for Dedication of Telescope  
at McDonald Observatory

B. Galveston Medical Branch

16. Proposed Establishment of a Marine (THIS ITEM IS IN  
Biomedical Institute MEDICAL AFFAIRS COMMITTEE.)

C. Dallas Medical School

17. Fund Raising

D. San Antonio Medical School

18. Veterans Hospital

E. U. T. Medical System

19. Employment of Marvin Collie for IRS  
Ruling with Reference to Salary Plans

V. ITEM FOR THE RECORD

A. U. T. Arlington and U. T. El Paso

20. Appointment of Doctor Frank Harrison and  
Doctor Milton Leech as Acting Presidents;  
Regental Committee Appointed with Respect  
to President of U. T. El Paso

ITEM FOR THE RECORD: The following was adopted by the Committee of the Whole at its meeting on July 26, 1968, and is reported here for ratification by the full Board:

U. T. Arlington and U. T. El Paso -- Appointment of Doctor Frank Harrison and Doctor Milton Leech as Acting Presidents; Regental Committee Appointed with Respect to President of U. T. El Paso. -- Pending recommendations being presented through regular channels to the Board of Regents, Doctor Frank Harrison (currently Associate Dean, The University of Texas Southwestern Medical School at Dallas) was named as Acting President of The University of Texas at Arlington and Doctor Milton Leech (currently Vice-President, The University of Texas at El Paso) was named as Acting President of The University of Texas at El Paso, effective September 1, 1968.

The Board authorized that a Committee of three Regents be appointed to work with the Faculty Committee of U. T. El Paso and further requested that Doctor Otis Singletary be requested to work closely with this Committee.

Chairman Erwin named the following Regents to the Committee:

Regent Peace, Chairman  
Regent Ikard  
Regent Kilgore

# **Land & Investment Committee**

## LAND AND INVESTMENT COMMITTEE

Date: September 20, 1968

Time: Following the meeting of the Medical Affairs Committee

Place: Main Building, Suite 212

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PERMANENT UNIVERSITY FUND -- INVESTMENT MATTERS.--

REPORT OF SECURITIES TRANSACTIONS.--The following securities transactions have been made for the Permanent University Fund from July 1 through August 31, 1968. The Executive Director of Investments, Trusts and Lands recommends approval by the Board of Regents of these transactions:

PURCHASES OF SECURITIES

U. S. GOVERNMENT SECURITIES:

<u>U. S. TREASURY BILLS</u>	<u>Maturity Value Purchased</u>	<u>Market Price at Which Purchased</u>	<u>Total Principal Cost</u>	<u>Equivalent Bond Yield on Cost</u>
Due 8/22/68, purchased on a 5.18% yield basis	\$1,500,000	99.482N	\$1,492,230.00	5.28%
Due 10/10/68, purchased on a 5.26% yield basis	500,000	98.8749444N	494,374.72	5.39
Due 10/10/68, purchased on a 4.93% yield basis	<u>4,000,000</u>	99.4111389N	<u>3,976,445.56</u>	<u>5.03</u>
T O T A L S	<u>\$6,000,000</u>		<u>\$5,963,050.28</u>	<u>5.15%</u>

<u>FHA MORTGAGES</u>	<u>No. of Loans Purchased</u>	<u>Purchase Principal Balance</u>	<u>Net Principal Cost</u>	<u>Net Purchase Yield#</u>
Various Purchased for July Payment	118	\$1,824,364.43	\$1,805,998.38	6.39%
Various Purchased for August Payment	<u>129</u>	<u>2,258,375.38</u>	<u>2,165,230.28</u>	<u>6.81</u>
T O T A L S	<u>247</u>	<u>\$4,082,739.81</u>	<u>\$3,971,228.66</u>	<u>6.62%</u>

#After servicing costs based on average life of 12 years.

PURCHASES OF SECURITIES  
(Continued)

CORPORATE SECURITIES:

COMMON STOCKS	No. of Shares Purchased	Average Principal Cost	Total Principal Cost*	Indicated Current Yield on Cost**
Avon Products, Inc.	1,000	128.6	\$ 128,643.10	1.24%
Bristol-Myers Company	2,000	78.4	156,773.33	1.53
Burroughs Corporation	1,000	204.9	204,931.84	0.49
Columbia Broadcasting System, Inc.	6,600	60.0	395,841.98	2.33
Continental Oil Company	5,600	71.1	398,329.66	3.94
Federated Department Stores, Inc.	4,700	82.2	386,442.36	2.31
Ford Motor Company	7,000	55.4	387,864.80	4.33
General Electric Company	4,400	88.6	389,853.81	2.93
Honeywell Inc.	1,000	121.7	121,711.20	0.90
International Business Machines Corporation	1,500	336.7	505,089.00	0.77
J. C. Penney Company, Inc.	4,800	80.6	386,919.08	2.23
Chas. Pfizer & Company, Inc.	7,000	70.7	495,021.97	2.05
Revlon, Inc.	5,800	89.7	520,104.50	1.56
Shell Oil Company	6,000	70.4	422,609.92	3.27
Square D Company	19,000	20.0	379,827.50	4.75
Squibb Beech-Nut, Inc.	14,000	45.7	639,490.88	3.28
Westinghouse Electric Corporation	<u>2,000</u>	72.1	<u>144,173.20</u>	<u>2.50</u>
T O T A L S	<u>93,400</u>		<u>\$6,063,628.13</u>	<u>2.56%</u>

\*Includes brokerage commissions paid.

\*\*Yield at present indicated dividend rates.

SALES OF CORPORATE SECURITIES

BLOCKS OF STOCKS SOLD

<u>Security Sold</u>	<u>No. of Shares Sold</u>	<u>Net Sales Proceeds</u>	<u>Book Value of Holding</u>	<u>Gain on Sale</u>
CNA Financial Common Stock	6,000	\$ 271,500.00	\$211,937.75	\$ 59,562.25
CNA Financial \$1.10 Cumulative Convertible Series A Preferred	7,500	220,312.50	200,761.84	19,550.66
The First National Bank of Boston Capital Stock	1,321	98,744.75	52,630.01	46,114.74
Morgan Guaranty Trust Company of New York Capital Stock	4,741	582,905.95	500,228.00	82,677.95
T O T A L S	<u>19,562</u>	<u>\$1,173,463.20</u>	<u>\$965,557.60</u>	<u>\$207,905.60</u>

FRACTIONAL SHARE AND RIGHTS SOLD

<u>Security</u>	<u>Net Sales Proceeds#</u>
2/3rds share Virginia Electric and Power Company Common Stock received in 4-for-3 stock split (After writedown, hold 91,782 shares Virginia Electric and Power Com- pany Common Stock with a book value of \$2,339,280.24)	\$ 20.90
35,300 rights to subscribe for Chemical Bank New York Trust Company 5% Convertible Capital Notes due 1993 (After writedown, hold 35,300 shares Chemical Bank New York Trust Company Capital Stock with a book value of \$1,692,223.10)	8,825.00

#Cash received deposited to principal endowment and holding of stock involved  
written down by same amount.



EXCHANGE OF TREASURY SECURITIES

B O N D S   E X C H A N G E D			
Description & Par Value Exchanged	Book Value Exchanged*	Amortized Annual Income	Current Rate of Return
July Exchange--			
3-1/2s of 11/15/98 (\$4,000,000)(a)	<u>\$4,032,054.28</u>	<u>\$138,949.04</u>	<u>3.45%</u>

B O N D S   R E C E I V E D						
Description & Par Value Received	Principal Adjustment Required##	Book Value on Interest Exchange Date**	Amortized Annual Income	Current Rate of Return	INCREASE IN	
					Rate of Return	Annual Income
3-1/2s of 2/15/90 (\$4,000,000)	<u>\$ -0-</u>	<u>\$4,032,054.28</u>	<u>\$138,543.00</u>	<u>3.44%</u>	<u>(-0.01%)</u>	<u>(-\$406.04)</u>

\*Book Value last interest payment date prior to interest exchange date.  
 ##Principal payup required to be paid by University to dealer.  
 \*\*Book value of bonds sent in for exchange adjusted for principal payup or takeout required.

(a) Makes a total through July of \$57,584,000 par value 3-1/2s of 11/15/98 held exchanged for \$57,584,000 par value 3-1/2s of 2/15/90, completing the exchange.

RECOMMENDATION FOR ADDITION TO APPROVED LIST OF BROKERS.--It is recommended by the Executive Director of Investments, Trusts and Lands that the firm of Goldman, Sachs & Co. of New York City be added to the approved list of brokers. This firm has recently opened an institutional sales office in Dallas, the first such branch of Goldman, Sachs & Co. to be opened in Texas.

PERMANENT UNIVERSITY FUND - INVESTMENT MATTERS.--

RECOMMENDATION FOR APPROVAL OF ASSIGNMENT OF SELLER-SERVICER CONTRACT FOR FHA MORTGAGE PROGRAM.--On September 13, 1967, the Board of Regents approved T. J. Bettes Company of Houston as a Seller-servicer for the FHA Mortgage Program. T. J. Bettes Company at that time serviced \$1.6 billion of mortgages and had a net worth in excess of \$11 million. On August 1, 1968, the mortgage servicing of T. J. Bettes Company was purchased by Lomas and Nettleton West, Inc., a wholly-owned subsidiary of Lomas and Nettleton Financial Corporation of Dallas, Texas. Lomas and Nettleton West, Inc., financial net worth consists of \$1,000 capital stock and \$2,599,000 paid-in surplus. Lomas and Nettleton Financial Corporation has an \$11.5 million net worth and owns another subsidiary servicing \$800 million in loans. Mr. Everett Mattson, past president of T. J. Bettes Company, is the Senior Executive Vice President of Lomas and Nettleton West, Inc. It is recommended by the Executive Director, Investments, Trusts and Lands, that Lomas and Nettleton West, Inc., be approved as a Seller-servicer subject to receipt of satisfactory evidence that Lomas Nettleton Financial Corporation will be fully responsible for all actions of the wholly-owned subsidiary and further, should servicing of the mortgages be removed from the State of Texas, that the servicing contract may be terminated without payment of fee.

PERMANENT UNIVERSITY FUND - LAND MATTERS.--

LEASES AND EASEMENTS.--It is recommended by the Executive Director of Investments, Trusts and Lands that the following applications for various leases, easements, and material source permits on University Lands be approved. All are at the standard rates, unless otherwise stated, are on the University's standard forms with grazing leases carrying provisions for renewal for an additional five years at negotiated terms. Payments for easements and material source permits have been received in advance unless otherwise stated. All have been approved as to form by a University Attorney and as to content by the appropriate official and will be executed by the Executive Director of Investments, Trusts and Lands.

EASEMENTS AND SURFACE LEASES

No.	Company	Type of Permit	County	Location	Distance or Area	Period	Consideration
2652	Holloman Construction Company	Surface Lease (Business Site)	Ward	Block 16	230' x 230'	10/1/68- 9/30/69	\$ 250.00*
2653	Two States Tank Rental Company	Surface Lease (Business Site)	Reagan	Block 11	3 acres approx.	9/1/68- 8/31/69	350.00*
2654	Shell Oil Company	Surface Lease (Pump and Microwave Station)	Hudspeth	Block K	2.204 acres	7/1/68- 6/30/78	1,000.00**
2655	El Paso Natural Gas Company (Renewal of 1170)	Pipe Line	Ward	Block 17	1,327.127 rds 4-1/2"	12/1/68- 11/30/78	769.73
2656	El Paso Natural Gas Company (Renewal of 1171)	Pipe Line	Ward	Block 17	22.224 rds 4-1/2"	12/1/68- 11/30/78	50.00 (Min.)
2657	El Paso Natural Gas Company (Renewal of 1217)	Pipe Line	Andrews	Block 9	6.727 rds 4-1/2"	1/1/69- 12/31/78	50.00 (Min.)
2658	Phillips Pipe Line Company (Renewal of 1089)	Pipe Line	Andrews	Blocks 10 & 11	3,096.30 rds Various sized line	8/1/68- 7/31/78	5,338.34

Easements and Surface Leases Continued.--

No.	Company	Type of Permit	County	Location	Distance or Area	Period	Consideration
2659	Phillips Petroleum Company (Renewal of 1122)	Pipe Line	Crane & Ector & Andrews	Blocks 31 30 & 35 Block 10	1,693.1 rds Various sized line	8/1/68- 7/31/78	\$ 1,619.38
2660	Phillips Petroleum Company (Renewal of 1157)	Pipe Line	Andrews & Crane	Blocks 10 13 & 30	401.4 rds 4-1/2"	9/1/68- 8/31/78	232.82
2661	Humble Pipe Line Company (Renewal of 1178)	Pipe Line	Ector	Block 35	84.41 rds 4-1/2"	10/1/68- 9/30/78	50.00 (Min.)
2662	Humble Pipe Line Company (Renewal of 1179)	Pipe Line	Andrews	Block 10	31.3 rds 4-1/2"	10/1/68- 9/30/78	50.00 (Min.)
2663	Humble Pipe Line Company (Renewal of 1180)	Pipe Line	Andrews	Block 10	46.85 rds 4-1/2"	10/1/68- 9/30/78	50.00 (Min.)
2664	Humble Pipe Line Company (Renewal of 1188)	Pipe Line	Andrews	Block 9	293.64 rds 2-3/8"	10/1/68- 9/30/78	170.31
2665	Humble Pipe Line Company (Renewal of 1190)	Pipe Line	Andrews	Block 9	207.7 rds 4-1/2"	10/1/68- 9/30/78	120.47
2666	Humble Pipe Line Company (Renewal of 1195)	Pipe Line	Andrews	Block 10	167.6 rds 4-1/2"	10/1/68- 9/30/78	97.21
2667	Humble Pipe Line Company (Renewal of 1196)	Pipe Line	Andrews	Block 10	836.24 rds 4-1/2"	10/1/68- 9/30/78	485.02
2668	Humble Pipe Line Company (Renewal of 1203)	Pipe Line	Andrews	Block 10	842.85 rds 4-1/2"	10/1/68- 9/30/78	488.85

Easements and Surface Leases Continued.--

No.	Company	Type of Permit	County	Location	Distance or Area	Period	Consideration
2669	Humble Pipe Line Company (Renewal of 1204)	Pipe Line	Andrews	Block 10	89.58 rds 4-1/2"	10/1/68- 9/30/78	\$ 51.96
2670	Humble Pipe Line Company (Renewal of 1239)	Pipe Line	Andrews	Block 1	82.91 rds 4-1/2"	10/1/68- 9/30/78	50.00 (Min.)
2671	Humble Pipe Line Company (Renewal of 1241)	Pipe Line	Andrews	Block 1	280.61 rds 4-1/2"	10/1/68- 9/30/78	162.75
2672	Humble Pipe Line Company (Renewal of 1243)	Pipe Line	Andrews	Block 10	153.33 rds 4-1/2"	10/1/68- 9/30/78	88.93
2673	Humble Pipe Line Company (Renewal of 1244)	Pipe Line	Andrews	Block 1	196.3 rds 4-1/2"	10/1/68- 9/30/78	113.85
2674	Humble Pipe Line Company (Renewal of 1245)	Pipe Line	Andrews	Block 10	160.0 rds 4-1/2"	10/1/68- 9/30/78	92.80
2675	Humble Pipe Line Company (Renewal of 1246)	Pipe Line	Andrews	Block 10	127.88 rds 4-1/2"	10/1/68- 9/30/78	74.17
2676	Humble Pipe Line Company (Renewal of 1249)	Pipe Line	Andrews	Block 9	402.24 rds 2-3/8"	10/1/68- 9/30/78	233.30
2677	Humble Pipe Line Company (Renewal of 1251)	Pipe Line	Andrews	Block 10	510.6 rds 4-1/2"	10/1/68- 9/30/78	296.15
2678	Humble Pipe Line Company (Renewal of 1250 & 1284)	Pipe Line	Andrews	Block 9	187.93 rds 4-1/2"	10/1/68- 9/30/78	109.00

Easements and Surface Leases Continued.--

No.	Company	Type of Permit	County	Location	Distance or Area	Period	Consideration
2679	Humble Pipe Line Company	Pipe Line	Andrews	Block 10	12.16 rds 4-1/2"	10/1/68- 9/30/78	\$ 50.00 (Min.)
2680	Humble Pipe Line Company	Pipe Line	Andrews	Block 9	24.73 rds 3-1/2"	10/1/68- 9/30/78	50.00 (Min.)
2681	Humble Pipe Line Company	Pipe Line	Andrews	Block 9	604.14 rds 4-1/2"	10/1/68- 9/30/78	350.40
2682	Humble Pipe Line Company (Renewal of 1252)	Pipe Line	Andrews	Block 10	209.7 rds 4-1/2"	10/1/68- 9/30/78	121.62
2683	Texas Electric Service Company (Renewal of 1094)	Power Line	Andrews	Block 13	651.5 rds	10/1/68- 9/30/78	377.87
2684	Texas Electric Service Company (Renewal of 1095)	Power Line	Crane	Blocks 31 & 35	608.49 rds	10/1/68- 9/30/78	352.92
2685	Texas Electric Service Company (Renewal of 1096)	Power Line	Ector & Ward	Block 35 Block 16	503.64 rds	10/1/68- 9/30/78	292.11
2686	Cap Rock Electric Cooperative	Power Line	Reagan	Block 2	48 rds	9/1/68- 8/31/78	50.00 (Min.)
2687	Mobil Pipe Line Company	Pipe Line	Andrews	Block 13	211.64 rds 4-1/2"	9/1/68- 8/31/78	122.75
2688	Tenneco Oil Company	Surface Lease (Salt Water Disposal)	Andrews	Block 11	1 acre	9/1/68- 8/31/69	250.00*

Easements and Surface Leases Continued.--

No.	Company	Type of Permit	County	Location	Distance or Area	Period	Consideration
2689	Ralph Lowe Estate	Surface Lease (Salt Water Disposal)	Andrews	Block 3	1 acre	8/27/68- 8/26/69	\$ 100.00*
2690	Avary and Allgood (Renewal of 1186)	Surface Lease (Storage Site)	Ward	Block 16	200.97 acres	10/19/68- 10/18/78	5,000.00***
2691	Bill J. Graham	Pipe Line	Crockett	Block 31	613.69 rds 2-3/8" & 2-7/8"	8/1/68- 7/31/78	355.94
2692	Sinclair Oil & Gas Company	Pipe Line	Crane	Block 31	353 rds 3"	10/1/68- 9/30/78	204.74

\*Renewable from year to year, not to exceed a total of ten (10) years. Consideration shown is for the first year's rental.

\*\*Full consideration.

\*\*\*Annual Base Consideration, plus rental of 4¢ per bale per month over 10,000 bales of cotton stored.

MATERIAL SOURCE PERMITS

No.	Grantee	County	Location	Quantity	Consideration
341	Weaver, Inc.	Andrews	Block 9	912 cubic yards	\$ 264.48
342	Allstate Construction, Inc.	Andrews	Block 11	100 cubic yards	50.00
343	A. V. Peacock Welding Service	Andrews	Block 1	50 cubic yards	50.00
344	Bob Siekman	Ward	Block 16	50 cubic yards	50.00
345	Border Road Construction Company	Ward	Block 16	99,202 cubic yards	4,960.10
346	L. C. Younger Construction Company	Andrews	Block 9	1,698 cubic yards	492.42

GRAZING LEASE - Addition of footnote inadvertently omitted when approved May 31, 1968, for the period July 1, 1968, through June 30, 1973.

Number		Lessee	County	Location	Acreage	Annual Rate per Acre	Semi-Annual Payments		Total Annual Rental
New	Old						1/1	7/1	
1016	878	Max Schneemann	Crockett	Blks 49, 50 & 51	9,598.60	\$ .60	\$ 2,879.58	\$ 5,759.16 (a)	

(a) Since 6,880 acres are under oil field production, rental on that acreage is reduced 25% so long as production continues. Therefore, semi-annual rental will be \$2,363.58 and annual rental \$4,727.16 until notice of change by University Land Agent. A similar reduction existed in Lease No. 878.



GRAZING LEASE ASSIGNMENT - Effective January 1, 1969, through December 31, 1970, termination date of the lease.

<u>NO.</u>	<u>ASSIGNED FROM</u>	<u>ASSIGNED TO</u>	<u>COUNTY</u>	<u>LOCATION</u>	<u>ACREAGE</u>	<u>CONSIDERATION</u>
958	G. W. Cunningham (1/1/66 - 12/31/70)	Burch Woodward (1/1/69 - 12/31/70)	Pecos	Blocks 21, 23 & 24	16,126.4	\$ 6,500.00

PERMANENT UNIVERSITY FUND - LAND MATTERS.--

RECOMMENDATION FOR CONVEYANCE (DETERMINABLE FEE) OF ACREAGE IN PECOS COUNTY AND GRANTING OF CHANNEL EASEMENT TO STATE HIGHWAY DEPARTMENT FOR INTERSTATE HIGHWAY 10.--The State Highway Department needs to acquire by determinable fee, effective so long as used for highway purposes, 723.210 acres of University Lands in Blocks 18, 19, 20, 21, 23 and 24, Pecos County, for Interstate Highway 10 and in addition requests a drainage channel easement on 2.58 acres. The determinable fee arrangement, rather than an easement, is necessary since the Federal Government requires some form of fee title for Interstate Highways. Total consideration to be received by the University is \$15,952, being at the rate of \$22 per acre for the determinable fee and \$15 per acre for the easement. These values have been determined by independent appraisal, and the per acre figures are the same as have been accepted by private owners for similar land for the highway. All minerals, limited to directional drilling, will be retained by the University. The Highway Department has reached agreements with all of the University's grazing tenants involved, and the University Land Agent will see that all compensation received by the tenants for damages to or relocation of improvements is spent back on the land. The Executive Director, Investments, Trusts and Lands, recommends that the Board of Regents authorize the determinable fee conveyance and the easement as proposed.

RECOMMENDATION FOR CONVEYANCE (DETERMINABLE FEE) AND GRANTING OF EASEMENT TO STATE HIGHWAY DEPARTMENT FOR INTERSTATE HIGHWAY 20, WARD COUNTY.--At its April, 1963, meeting, the Board of Regents authorized a right of entry to the State Highway Department for construction of Interstate Highway 20 in the Pyote area of Ward County but deferred authorization for determinable fee conveyance of 377.51 acres and granting of channel easement on 2.26 acres, all in Block 16, University Lands. The payment proposed by the Highway Department at the time, with tenants being settled with by the Highway Department, was \$29,530 for the determinable fee and \$170 for the easement, the determinable fee price being at an average of about \$78 per acre.

Part of the land involved was in the former Pyote Air Force Base and was under lease to Mr. David Ker for cotton warehouse purposes. Mr. Ker, based in part on alleged damages due to circuitry of travel, refused to accept the \$1,250 awarded him as tenant by the Commissioners, and condemnation proceedings were instituted. Due to some possibility that Mr. Ker could recover a sum based on a larger per acre value than that offered to the University, it was decided to wait for settlement of the University's interest. Part of the problem between Mr. Ker and the Highway Department was the question of Mr. Ker's rights to an old easement for spur track to the T&P Railroad that crossed the highway right-of-way. The litigation of this question has finally been completed in favor of the Highway Department by the denial of Writ of Error by the Supreme Court of Texas. Mr. Ker still intends to bring the actual condemnation suit to trial in an effort to obtain greater damages, but it appears quite doubtful that this will be successful. In view of the time already elapsed, the Executive Director, Investments, Trusts and Lands, recommends that the proposal of the Highway Department to pay the University \$29,700 as consideration for the determinable fee conveyance and the drainage channel easement be accepted and execution of the appropriate papers authorized. All minerals are reserved, subject to directional drilling.

REPORT ON CLEARANCE OF MONIES TO PERMANENT UNIVERSITY FUND AND AVAILABLE FUND.--The Auditor, Oil and Gas Production, reports the following with respect to monies cleared by the General Land Office to the Permanent University Fund and the Available University Fund for the current fiscal year through July, 1968, as follows:

	July, 1968	Cumulative This Fiscal Year	Cumulative Preceding Fiscal Year (Averaged)
<u>Permanent University Fund</u>			
Royalty - Oil	\$ 1,062,242.21	\$ 13,224,298.05	\$ 13,258,867.44
- Gas - Regular	77,933.82	982,912.18	992,641.98
- F.P.C.	-0-	-0-	146.19
Water	12,804.00	98,448.60	100,500.29
Salt Brine	1,205.28	12,001.23	10,761.30
Rental on Mineral Leases	1,385.63	230,854.27	257,613.07
Rental on Water Contracts	100.00	1,047.96	4,835.38
Amendments and Extensions of Mineral Leases	-0-	149,222.88	12,760.22
	<u>\$ 1,155,670.94</u>	<u>\$ 14,698,785.17</u>	<u>\$ 14,638,125.87</u>
Bonuses, Mineral Lease Sales (actual)	17,500.00	4,494,150.00	917,000.00
	<u>\$ 1,173,170.94</u>	<u>\$ 19,192,935.17</u>	<u>\$ 15,555,125.87</u>
<u>Available University Fund</u>			
Rental on Easements	\$ 1,502.23	\$ 264,686.56	\$ 149,366.47
Interest on Easements and Royalty	72.31	402.52	75.13
Correction Fees - Easements	-0-	-0-	-0-
Transfer and Relinquishment Fees	402.46	2,421.23	1,576.85
	<u>\$ 1,977.00</u>	<u>\$ 267,510.31</u>	<u>\$ 151,018.45</u>
<b>TOTAL - Permanent and Available University Funds</b>	<u><u>\$ 1,175,147.94</u></u>	<u><u>\$ 19,460,445.48</u></u>	<u><u>\$ 15,706,144.32</u></u>
<u>Oil and Gas Development - July 31, 1968</u>			
Acreage under Lease	664,976		
Number of Producing Acres	310,797		
Number of Producing Leases	1,379		

TRUST AND SPECIAL FUNDS -- INVESTMENT MATTERS.--

REPORT OF SECURITIES TRANSACTIONS.--The following securities transactions have been made for the Trust and Special Funds from July 1 through August 31, 1968. The Executive Director of Investments, Trusts and Lands recommends approval by the Board of Regents of these transactions:

PURCHASES OF SECURITIES

<u>Date of Purchase</u>	<u>Security and Fund</u>	<u>Principal Cost</u>
7/3/68	\$35,962.12 par value Austin National Bank 6% Time Certificate of Deposit, dated 7/3/68, due 10/3/68, purchased at par (Hogg Foundation: Alice N. Hanszen Gift to Mental Hygiene Program)	\$ 35,962.12
	\$58,066.80 par value Ditto (Hogg Foundation: Balances Subject to Reappropriation)	58,066.80
	\$137,158.54 par value Ditto (Hogg Foundation: Unappropriated Income Account)	137,158.54
8/12/68	1/3rd share American Smelting & Refining Company Common Stock to round out extra share received in 33-1/3% stock dividend (The University of Texas System Common Trust Fund)	21.00
8/19/68	\$100,000 par value Austin National Bank 6-1/4% Time Certificate of Deposit, dated 8/19/68, due 2/19/69, purchased at par (Texas Union - Reserve for Repairs and Replacements - Temporary)	100,000.00

SPECIAL PURCHASES OF SECURITIES

<u>Date of Purchase</u>	<u>Security and Fund</u>	<u>Principal Cost</u>
8/1/68	\$110,000 par value Austin National Bank 6-1/4% Time Certificate of Deposit, dated 8/1/68, due 2/1/69, purchased at par (Interscholastic League Funds - Football Account - Temporary)	\$110,000.00
8/6/68	15 Shares International Business Machines Corporation Capital Stock, purchased at 330-3/8 (The Robertson Poth Foundation)	4,978.13
8/12/68	\$100,000 maturity value U. S. Treasury Bills, dated 5/9/68, due 11/7/68, on a 4.99% yield basis at a dollar price of 98.83867 Net (Includes \$3.00 Wire Transfer Fee) (Board for Lease of University Lands - Special Fund - Temporary)	98,838.67

SALES OF SECURITIES

Date Sold	Security and Fund	Principal Proceeds
7/3/68	8/10ths fractional interest in share of Franklin Life Insurance Company Capital Stock received in 10% stock dividend (College of Engineering Foundation - Various Donors - Various Purposes)	\$ 26.40#
7/18/68	950 rights to subscribe for Chemical Bank New York Trust Company 5% Convertible Capital Notes due 1993 (The University of Texas System Common Trust Fund)	237.50#
	450 rights Ditto (Hogg Foundation: W. C. Hogg Estate Fund)	112.50#
	300 rights Ditto (Hogg Foundation: Varner Properties)	75.00#
	150 rights Ditto (Archer M. Huntington Museum Fund)	37.50#
	200 rights Ditto (The James W. McLaughlin Fellowship Fund - Reserve for Depletion - Galveston Medical Branch)	50.00#
7/18/68	19 Shares The Circle K Corporation Common Stock, sold at 22-3/4 (Vowell-Etheridge Special Fund - U. T. El Paso)	422.93
7/19/68	1/3rd share Virginia Electric and Power Company Common Stock received in 4-for-3 stock split (The University of Texas System Common Trust Fund)	10.45#
8/12/68	1/3rd share American Smelting and Refining Company Common Stock received in 33-1/3% stock dividend (Hogg Foundation: W. C. Hogg Estate Fund)	21.00#
8/16/68	5 Shares American Research and Development Corporation Common Stock, sold at 168 (Chancellor's Council - Unrestricted Accounts)	832.23
8/22/68	880 Shares The Home Insurance Company Capital Stock, sold at 51-1/4 Net (Gain on sale over book value \$31,787.50) (Hogg Foundation: W. C. Hogg Estate Fund)	45,100.00
8/22/68	100 Shares Sinclair Oil Corporation Common Stock, sold at 78-3/4 (Gain on sale over book value \$872.96) (The University of Texas System Common Trust Fund)	7,822.96
8/26/68	200 Shares Neiman-Marcus Company Common Stock, sold at 32-3/4 Net (Various Donors Fund for Orthopedic Surgery under the direction of Dr. Charles Gregory - Dallas Medical School)	6,550.00

#Cash received deposited to principal endowment and holding of stock involved written down by the same amount.

RETIREMENT OF SECURITIES

Date Retired	Security and Fund	Principal Proceeds
7/12/68	200 Shares Southern Farm Supply Association 4% First Cumulative Preferred Stock (Net accrued dividends received \$130.79 after expenses) (The William Heuermann Fund for Cancer Research - Anderson Hospital)	\$1,750.00

THE UNIVERSITY OF TEXAS SYSTEM COMMON TRUST FUND - RECOMMENDATION RE ADDITIONS.--The Executive Director of Investments, Trusts and Lands recommends that the following additions made to the Common Trust Fund endowment account on September 1, 1968, be approved:

Fund	Recommended Addition
J. Alton Burdine Memorial Fund (College of Arts & Sciences Foundation) (\$5,588.00 already in Common Trust Fund)	\$ 500.00
The American Theatre Scholarship - Drama (\$515.00 already in Common Trust Fund)	144.49
The Accounting Education Fund (College of Business Administration Foundation) (\$48,604.10 already in Common Trust Fund)	70.00
J. Anderson Fitzgerald Special Scholarship Fund (College of Business Administration Foundation) (\$7,787.84 already in Common Trust Fund)	96.00
Lilia M. Casis Fellowship (\$5,000.00 already in Common Trust Fund)	1,000.00
Edward Louis Dodd and Alice Laidman Dodd Fellowship Fund (\$51,151.98 already in Common Trust Fund)	153.71
Frederick Eby Research Prize in Humanistic Studies in Education (\$1,533.69 already in Common Trust Fund)	20.00
1966 M. E. Class Fund (College of Engineering Foundation) (\$128.08 already in Common Trust Fund)	4.00
T. U. Taylor Scholarship Fund (College of Engineering Foundation) (\$4,807.27 already in Common Trust Fund)	124.95
Various Donors - Various Purposes (College of Engineering Foundation) (\$10,947.10 already in Common Trust Fund)	1,636.44
Morton Brown Drama Scholarship Fund (College of Fine Arts Foundation) (\$10,000.00 already in Common Trust Fund)	4,000.00
Department of Drama Ex-Students Scholarship Fund (College of Fine Arts Foundation) (\$10,277.00 already in Common Trust Fund)	100.60

COMMON TRUST FUND - RECOMMENDATION RE ADDITIONS  
(Continued)

Fund	Recommended Addition
Laura Duncan Trim Scholarship in Music (College of Fine Arts Foundation) (NEW FUND)	\$ 3,425.05
The Loren Winship Scholarship (College of Fine Arts Foundation) (NEW FUND)	310.00
Hal P. Bybee Memorial Fund (Geology Foundation) (\$153,679.27 already in Common Trust Fund)	2,220.75
Dr. F. L. Whitney Memorial Scholarship Fund (Geology Foundation) (\$20,336.75 already in Common Trust Fund)	500.00
German Play Scholarship Fund - Various Donors (\$2,149.01 already in Common Trust Fund)	221.00
Hogg Foundation - Eloise Helbig Chalmers - Ima Hogg Fund (\$1,623.18 already in Common Trust Fund)	150.96
Thos. E. Hogg - Residuary Legacy (\$3,772.18 already in Common Trust Fund)	88.04
Mr. and Mrs. J. Russell Johnson Scholarship and Loan Fund (Civil Engineering) (NEW FUND)	35,000.00
Journalism Department - Various Donors (\$14,258.34 already in Common Trust Fund)	3,218.33
The Will H. Mayes Scholarship in Journalism (\$5,252.23 already in Common Trust Fund)	280.84
Lora Lee Pederson Scholarship Fund, Graduate School of Social Work (\$4,575.19 already in Common Trust Fund)	149.94
The J. V. and H. A. Stiles Foundation (\$99,037.88 already in Common Trust Fund)	93.26
John Arch White Professorship in Business Administration (\$59,978.70 already in Common Trust Fund)	4,419.00
Gillette Professorship of Obstetrics and Gynecology (Dallas Medical School) (\$10,550.56 already in Common Trust Fund)	268.20
Fitzhugh Carter Pannill Scholarship and Loan Fund (San Antonio Medical School) (\$1,000.00 already in Common Trust Fund)	610.00
C. D. Belding Memorial Fund (U. T. El Paso) (\$6,147.00 already in Common Trust Fund)	500.00
Library Endowment Fund (U. T. El Paso) (\$3,161.00 already in Common Trust Fund)	1,306.00

COMMON TRUST FUND - RECOMMENDATION RE ADDITIONS.  
(Continued)

Fund	Recommended Addition
Lloyd A. Nelson Professorship in Geology (U. T. El Paso) (\$54,704.16 already in Common Trust Fund)	\$ 2,348.44
The B. Marshall Willis Library Memorial Endowment (U. T. El Paso) (NEW FUND)	2,946.00
Abraham Winters Memorial Scholarship (U. T. El Paso) (NEW FUND)	2,500.00
Total Additions Made to Common Trust Fund on 9/1/68	<u>\$68,406.00</u>



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

U. T. AUSTIN - BEQUEST UNDER THE WILL OF J. RUSSELL JOHNSON FOR ESTABLISHMENT OF "MR. AND MRS. J. RUSSELL JOHNSON SCHOLARSHIP FUND" IN THE DEPARTMENT OF CIVIL ENGINEERING.--The Department of Civil Engineering of U. T. Austin has received the sum of \$35,000 as the first distribution on a bequest under the Will of J. Russell Johnson. Mr. Johnson, a resident of Texarkana for many years and at the time of his death in August, 1967, received the B.S. degree in Engineering from The University of Texas in Austin in 1902. The bequest is for the establishment of the "Mr. and Mrs. J. Russell Johnson Scholarship Fund." Under the terms of the Will, the following bequest from his residual estate was made to U. T. Austin:

"Fourteen percent (14%) to the Civil Engineering Branch of the University of Texas, Austin, Texas, to be invested and reinvested and held in a perpetual fund, devoted to the following purposes: The net annual income therefrom shall be applied to assist deserving Civil Engineering students of the University of Texas, who without such assistance might not be able to obtain the advantages of a college education, however, this assistance shall be construed as a loan and be replaced by the recipient in suitable and appropriate installments after graduation, or in stated periods of time, I hereby authorize and empower said University of Texas to select the recipient or recipients of said net annual income and fix and apportion said income among such recipients and to also arrange for repayment and return of such assistance, to be added to the principal. I direct that such scholarship fund shall be known as the Mr. and Mrs. J. Russell Johnson Scholarship Fund. "

The executor has distributed a total of \$250,000 to the residual devisees and is retaining a reserve of \$200,000 at interest until all tax matters are completely settled.

The Executive Director, Investments, Trusts and Lands, recommends the acceptance of the bequest, with the endowment fund to be added to the Common Trust Fund and income to be administered by the Department of Civil Engineering as set forth in the Will.

TRUST AND SPECIAL FUNDS - REAL ESTATE MATTERS.--

U. T. AUSTIN - HOGG FOUNDATION: W. C. HOGG MEMORIAL FUND - RECOMMENDATION FOR RATIFICATION OF AGREEMENT TO SELL SAND FROM LAND IN VARNER LEAGUE, BRAZORIA COUNTY, TO W.M. PARR.--At its July meeting, the Board of Regents authorized Regent Bauer and Mr. Shelton, Executive Director, Investments, Trusts and Lands, to negotiate an agreement with Mr. W. M. Parr of West Columbia for Mr. Parr to take sand from a sandbar in the Brazos River at West Columbia, which sandbar is a part of a tract of approximately 738 acres conveyed by Miss Ima Hogg to the Board of Regents as Trustee in 1961. The Trust Agreement with Miss Hogg provides for both income and proceeds from sale of the land to be divided among Hogg Foundation for Mental Health, the Houston Symphony Society, and Varner-Bayou Bend Heritage Fund, one-third each.

This matter has been checked with the State Parks and Wildlife Department which controls sale of sand and gravel from State-owned riverbeds, and the Department is staking a line on the sandbar to mark the State's maximum riverbed claim. There is a large amount of sand above this line which Mr. Parr wishes to buy from the University.

Messrs. Bauer and Shelton recommend that the Board of Regents ratify an agreement with Mr. Parr on the following terms:

1. The University will receive 10¢ per cubic yard of sand taken, the same price charged by the State Parks and Wildlife Department.
2. The agreement is for a period of one year and carries only a preference to Mr. Parr for a renewal or a new contract under terms satisfactory to the University, assuming his performance has been satisfactory under the one-year contract.
3. The University will receive a minimum of \$100 per month under the one-year contract, this payable \$300 quarterly in advance, and the price of 10¢ per yard to be allowed first against the advance payments and any additional payment due for sand taken during the month to be paid not later than the tenth of the following month.
4. Area and plan for digging is subject to the University's approval and inspection, and the contract is subject to immediate cancellation if any terms are violated, including particularly operations that will cause damaging erosion to the remainder of the University's tract.

TRUST AND SPECIAL FUNDS - BOND MATTERS.--

U. T. AUSTIN - RECOMMENDATION FOR APPROVAL AND SIGNATURE OF AMENDATORY LOAN AGREEMENT FOR PROJECT CH-TEX. 218 (D) WOMEN'S COOPERATIVE HOUSING AND PLANS FOR SALE OF THE BONDS.--Under the Loan Agreement for \$520,000 covering this project with HUD, the date of the bonds is May 1, 1967. Although the project is now under construction, there was some delay in approval of plans by HUD as well as the construction contract which was approved by the Board of Regents at its April, 1968, meeting. That contract calls for completion of the project by May, 1969. A request has been made to the Department of Housing and Urban Development by the Executive Director, Investments, Trusts and Lands, concurred in by Vice Chancellor Walker, for the date of the bonds to be changed to May 1, 1968, and transfers of funds provided by the Loan Agreement to be moved forward accordingly. Preliminary approval has been given by HUD for the amendatory loan agreement and it is recommended by the Executive Director, Investments, Trusts and Lands, that the Board approve the amendment and authorize the Chairman to execute the appropriate instrument when received.

It is further recommended by the Executive Director, Investments, Trusts and Lands, that he be authorized to advertise the sale of the bonds and take other appropriate steps for the sale at the November or December, 1968, meeting of the Board of Regents, such timing to be dependent upon the construction schedule. The bonds are to be sold and delivered when the project is approximately 75-80% complete.

U. T. ARLINGTON - COLLEGES OF THE STATE OF TEXAS CONSTITUTIONAL TAX BOND, SERIES 1968 (\$2,315,000); NEGOTIATIONS FOR SALE OF, INCLUDING BOND COUNSEL. --Under the new allocations by the State Comptroller, U. T. Arlington is eligible to sell \$2,315,000 of Colleges of the State of Texas Constitutional Tax Bonds as of September 1, 1968. A sale for the other colleges was held on August 19, 1968 at net effective interest rate of 3.837%. The Executive Director, Investments, Trusts and Lands recommends he be authorized to proceed with negotiations for the sale of \$2,315,000 of ad valorem (Constitutional Tax) Bonds, dated September 1, 1968, at the November or December, 1968, meeting of the Board of Regents, depending on the needs of U. T. Arlington and the market conditions inasmuch as the interest rate may not exceed 4%. The firm of McCall, Parkhurst & Horton of Dallas serves as bond counsel for all of the schools in this program except the Texas State Senior Colleges, and has served on all issues for U. T. Arlington under this program. The Executive Director, Investments, Trusts and Lands recommends their continuance in that capacity for this sale.

LAND AND INVESTMENT COMMITTEE

Supplementary Agenda

Date: September 20, 1968

Time: Following the meeting of the Medical Affairs Committee

Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

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PERMANENT UNIVERSITY FUND - INVESTMENT MATTERS

1. Recommendation Re Investment Policy Concerning Allocation Between Equities and Fixed Income Investments and the Sale of Bonds. 25

TRUST AND SPECIAL FUNDS - REAL ESTATE MATTERS

2. U. T. Austin - Archer M. Huntington Museum Fund - Recommendation for Purchase of Two Pieces of Real Estate on Lake Austin Boulevard, Austin 27

PERMANENT UNIVERSITY FUND - INVESTMENT MATTERS.--

1. RECOMMENDATION RE INVESTMENT POLICY CONCERNING ALLOCATION BETWEEN EQUITIES AND FIXED INCOME INVESTMENTS AND THE SALE OF BONDS.--  
Since the initiation of the program to invest in FHA First Mortgage loans, it has been our policy to invest 25% of all new funds (not including those derived from sales of investments) in FHA loans and the remainder in common stocks. Some deviations from this policy have occurred from time to time when stock money has been temporarily invested in U. S. Treasury Bills. More recently about \$2,300,000. of the stock money was temporarily diverted to the purchase of FHA loans due to the favorable yield (6.93%) available on them and the relatively uncertain outlook for the market on stocks at that time.

It is recommended that:

1. The general policy of investing 25% of new money in FHA loans and 75% in common stocks be continued; and
2. The sale of the following bonds, the proceeds of which would replace in part the money invested in FHA loans, be approved:

City of San Antonio 2-1/2% Expressway & Street Improvement  
Bonds - Cost \$98.00 - Market approximately \$98.00  
\$ 45,000. due 3-1-69  
155,000. due 3-1-70

U. S. Treasury 3-1/2% bonds due 2-15-90  
\$2,000,000. - Cost \$99.60 - Market approximately \$80.00

The results would be as follows:

	Proceeds	Income
San Antonio Bonds	\$ 196,000.	\$ 5,000.
Treasury Bonds	1,600,000.	70,000.
Total	1,796,000.	75,000.
FHA Loans	1,796,000.	124,400.
Annual income increase		\$ 49,400.

TRUST AND SPECIAL FUNDS - REAL ESTATE MATTERS.--

2. U. T. AUSTIN - ARCHER M. HUNTINGTON MUSEUM FUND - RECOMMENDATION FOR PURCHASE OF TWO PIECES OF REAL ESTATE ON LAKE AUSTIN BOULEVARD, AUSTIN.--Two lots, together with improvements, on Lake Austin Boulevard near the Enfield Road intersection and surrounded by part of the Brackenridge Tract property are available for purchase at prices determined by independent appraisal. The Executive Director, Investments, Trusts and Lands, recommends that the Board of Regents authorize these purchases, both subject to current leases, for the Archer M. Huntington Museum Fund, and that incidental costs incurred in the purchases be charged to the Huntington Fund.

The two properties, each Lot being 46' x 128', are described as follows:

1. Lot 1, Block 4, Lake Addition, known as 3709 Lake Austin Boulevard, though City maps show 3706
  - Purchase Price - \$35,000
  - Owner - J. H. Cummings
  - Leases - One lease to D. N. Hooge (Flamingo Lounge) to 1/31/72 at \$175 monthly. Letter agreement gives tenant option for another 5 years, but this will be cancelled prior to purchase by University.

Another lease to John A. Hopkins (Flamingo Package Store) to 5/31/73 at \$115 monthly.  
Total annual rental from both leases - \$3,480.

2. Lot 7, Block 2, Lake Addition, known as 3800 Lake Austin Boulevard
  - Purchase Price - \$25,000
  - Owner - Westenfield Development Company
  - Lease - To Capital M.A.S. Corporation (Lakeview Inn) to 2/28/73 at \$200 monthly, \$2,400 annually.

LAND AND INVESTMENT COMMITTEE

Emergency Items

September 20, 1968

PERMANENT UNIVERSITY FUND - INVESTMENT MATTERS.--

1. RECOMMENDATION RE TRANSFER OF STOCKS FROM LIST A TO LIST B AND ADDITIONS TO LIST A.--After consultation with Investment Counsel, the Staff Investment Committee, and the Investment Advisory Committee at its quarterly meeting held September 14, 1968, the Executive Director, Investments, Trusts and Lands, recommends the following changes:

Transfer of Stocks from List A to List B:

National Life & Accident Insurance Co.

Addition of Stocks to List A:

American Airlines  
Atlantic Richfield Co.  
Consolidated Foods  
Georgia-Pacific Corp.  
Louisiana Land & Exploration  
Northwest Airlines, Inc.  
Polaroid Corporation  
Trane Company  
U. S. Plywood - Champion Paper  
Whirlpool Corporation

# Meeting of the Board

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

Chairman Erwin Presiding

Date: September 20, 1968

Time: Following the meeting of the Committee of the Whole

Place: Main Building, Suite 212  
U. T. Austin, Austin, Texas

- A. INVOCATION
- B. CONSIDERATION OF MINUTES OF MEETING ON  
JULY 26, 1968
  
- C. SPECIAL ITEMS
  - 1. Chancellor Harry Ransom
  - 2. Chief Administrative Officers of the Component  
Institutions
    - a. U. T. Austin (Doctor Hackerman)
    - b. U. T. Arlington (Doctor Harrison)
    - c. U. T. El Paso (Doctor Leech)
    - d. Galveston Medical Branch  
(Doctor Blocker)
    - e. Dallas Medical School  
(Doctor Sprague)
    - f. San Antonio Medical School  
(Doctor Pannill)
    - g. System Nursing School  
(Doctor Willman)
    - h. Houston Dental Branch  
(Doctor Olson)



- i. Anderson Hospital (Doctor Clark)
  - j. G.S.B.S. (Doctor Arnim)
  - k. Division of Continuing Education  
(Doctor Taylor)
  - l. Public Health School (Doctor Stallones)
3. Members of the Board of Regents
- a. Chairman Frank C. Erwin, Jr.
  - b. Vice-Chairman Jack S. Josey
  - c. Regent W. H. Bauer
  - d. Regent Frank N. Ikard
  - e. Regent (Mrs.) J. Lee Johnson III
  - f. Regent Joe M. Kilgore
  - g. Regent Levi A. Olan
  - h. Regent John Peace
  - i. Regent E. T. Ximenes

E. REPORTS OF STANDING COMMITTEES

- 1. Executive Committee by Committee Chairman Bauer
- 2. Academic and Developmental Affairs Committee  
by Committee Chairman Olan
- 3. Buildings and Grounds Committee by Committee  
Chairman Johnson
- 4. Land and Investment Committee by Committee  
Chairman Ikard
- 5. Medical Affairs Committee by Committee  
Chairman Josey
- 6. Board for Lease of University Lands by Regent Peace

- F. REPORTS OF SPECIAL COMMITTEES, IF ANY
- G. REPORT OF THE COMMITTEE OF THE WHOLE
- H. ADJOURNMENT