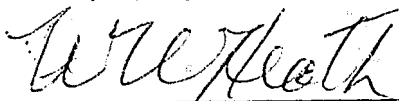


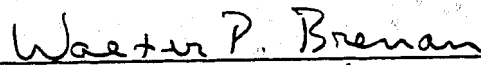
We, the undersigned members of the Board of Regents of The University of Texas, hereby ratify and approve all actions taken at this meeting to be reflected in the Minutes.

Signed this the 16th day of May, 1964, A. D.

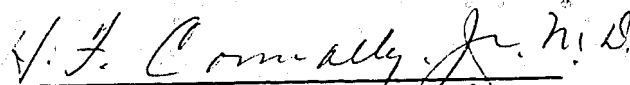


W. W. Heath, Chairman

A. G. McNeese, Jr., Vice-Chairman



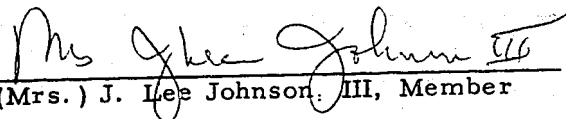
Walter P. Brennan, Member



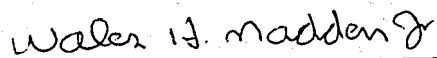
H. F. Connally, Jr., M. D., Member



Frank C. Erwin, Jr., Member



(Mrs.) J. Lee Johnson, III, Member



Wales H. Madden, Jr., Member



Levi A. Olan, Member

John S. Redditt, Member

15-16-64

## MEETING NO. 624

MAY 16, 1964. -- The Board of Regents of The University of Texas convened in regular session in Room 212, Main Building, on Friday, May 16, 1964, at 11:00 a. m.

## ATTENDANCE. --

<u>Present</u>	<u>Absent</u>
Chairman Heath, presiding	Vice-Chairman McNeese,
Regent Brenan	Excused
Regent Connally	Regent Redditt, Excused
Regent Erwin	
Regent (Mrs.) Johnson	
Regent Madden	
Regent Olan	
Chancellor Ransom	
Secretary Thedford	

Also present among the University personnel were the following:

Mr. Lanier Cox, Vice-Chancellor (Administrative Services)  
 Doctor Norman Hackerman, Vice-Chancellor (Academic Affairs)  
 Doctor L. D. Haskew, Vice-Chancellor (Developmental Affairs)  
 Mr. Graves Landrum, Assistant to the Chancellor  
 Doctor Wilson Stone, System Advisor for Graduate Program

The following Press Representatives were in attendance:

Neil Addington, representing the Houston Post  
 David Anderson, representing United Press International  
 Paul Bolton, representing KTBC  
 Mrs. Anita Brewer, representing the Austin American-Statesman  
 Miss Carolyn Coker, representing the Daily Texan  
 Stewart Davis, representing the Houston Chronicle  
 Jack Keever, representing the Associated Press  
 Miss Charmayne Marsh, representing the Daily Texan  
 Miss Margaret Mayer, representing the Dallas Times-Herald  
 Dave McNeely, Editor of the Daily Texan  
 Harley Pershing, representing the Fort Worth Star-Telegram  
 Mrs. Helen Yenne, representing the Daily Texan

INVOCATION. -- Rabbi Olan, Chaplain of the Board of Regents, offered the invocation.

5-16-64

## COMMITTEE OF THE WHOLE

Chairman Heath presented the following report of the Committee of the Whole:

The Committee of the Whole met this morning and has authorized me to report the following:

**MEDICAL BRANCH: PERSONNEL CHANGES, EFFECTIVE MAY 15, 1964.** -- Upon recommendation of the Administration, Doctor John B. Truslow, Executive Dean and Director of the Medical Branch, was given a research assignment as Professor of Administrative Medicine for the period May 15-August 31, 1964, at the same salary rate he was receiving (including payments on annuity) payable from Medical Branch Unallocated Salaries and Current Restricted Funds available for this purpose.

Doctor Truman Blocker was appointed Acting Executive Dean and Director of the Medical Branch for the period May 15 - August 31, 1964.

**HOSPITAL (150 BEDS) TO BE BUILT BY THE SEALY AND SMITH FOUNDATION: SITE SELECTION, ETC.** -- With reference to a proposed 150 bed hospital for private psychiatric and medical patients to be built in Galveston by The Sealy and Smith Foundation and affiliated with The University of Texas Medical Branch, the Committee of the Whole approved the following recommendations which had been presented at the April meeting but on which no action had been taken:

1. The proposed hospital should be physically connected, if architecturally, economically, and operationally feasible, to the existing University hospitals or the R. Waverly Smith Pavilion, which has the approval of The Sealy and Smith Trustees.
2. Architectural plans of the proposed hospital must have the approval of the Chairman of the Department of Medicine, and the Chairman of the Department of Neurology and Psychiatry.
3. The professional staff of the hospital should be appointed by and under the control of the Medical Branch and the assignment of interns, residents, and medical students should be under the direction and control of the respective Medical Branch departments.
4. The hospital should be operated in such a manner so as not to affect adversely the financial operation of the Medical Branch.
5. The operation of the hospital facility should be under an agency-type contract with The University of Texas as the operator and with the Foundation entitled to any

5-16-64

profits and responsible for any losses in the hospital operation.

6. The University and the Foundation, in the contract, should agree on the accounting practices and procedures that will govern in determining the type and amount of expenses to be charged to the operation of the hospital to assure complete conformity with existing statutory provisions and restrictions.
7. The University of Texas, in the contract, will agree not to change substantially the allocation of hospital beds between clinical departments without first having the concurrence of The Sealy and Smith Foundation.
8. Chancellor Ransom and his delegated representatives shall be authorized to continue negotiations with The Sealy and Smith Foundation for the construction and operation of the proposed 150 bed hospital, and to submit to the Board of Regents at a subsequent meeting the proposed terms of a contract to be made by the Board of Regents with the Foundation.

The Committee further recommends that there be conveyed to the Foundation such portion of the land described in Senate Bill No. 473, Chapter 257, 55th Legislature, Regular Session, 1957, as may be required for the construction of the proposed hospital, subject, to and in accordance with the provisions and limitations of Senate Bill 473. (A complete chronological report of the special committees, meetings thereof, and recommendations previously made are in the Secretary's Files, Volume XI, Page \_\_\_\_.)

**MOODY STATE SCHOOL HOSPITAL: EASEMENTS AND RIGHTS-OF-WAY FOR ROAD AND FOR FILTRATION PLANT.** -- The Committee of the Whole also concurred in the recommendation of Mr. Walker and Doctor Blocker that The University of Texas should advise the Board for Texas State Hospitals and Special Schools that the Board of Regents of The University of Texas has no objection to the proposed easements and right-of-way for the road and filtration plant on the present Moody State School Hospital. As the record reflects, the Board of Regents is joining with the Board for Texas State Hospitals and Special Schools in submitting a bill for consideration of the 59th Legislature to transfer the Moody State School from the Board for Texas State Hospitals and Special Schools to the Board of Regents of The University of Texas.

**PROPOSED PRISON HOSPITAL BY THE DEPARTMENT OF CORRECTIONS TO BE OPERATED BY THE MEDICAL BRANCH.** -- The matter relating to a proposed prison hospital by the Department of Corrections was postponed.

5-16-64

MEDICAL BRANCH: APPROVAL OF REVISED PLANS AND SPECIFICATIONS FOR FLOORS FOUR, FIVE, AND SIX OF OUTPATIENT-CLINICAL DIAGNOSTIC BUILDING. -- At the Regents' meeting held March 14, 1964, all bids received February 11, 1964, were rejected for Floors Four, Five and Six of the Outpatient-Clinical Diagnostic Building at the Medical Branch, and the Associate Architects were instructed to revise the plans and specifications to fit the project within the funds available. At this same time, authorization was given for the Executive Committee to approve these revised plans and specifications after approval by the proper administrative officials.

The Committee of the Whole approved the revised plans and specifications that had been completed and approved by the Medical Branch Faculty Building Committee, Mr. Walker for Doctor Truslow, Comptroller Sparenberg, and Chancellor Ransom.

STUDENT TEACHING IN AUSTIN PUBLIC SCHOOLS, MAIN UNIVERSITY. -- The Committee of the Whole instructed the Administration to request the College of Education to study and recommend what should be done about practice teaching in the future if arrangements for same cannot be made with the Austin Independent School District.

BUDGETARY AMENDMENT (Main University: Vincent DiNino). -- Amend the 1964-65 Budget for Main University on Page 33 by changing the annual salary rate of Vincent R. DiNino to \$16,000 and by changing Maintenance, Operation, and Equipment to \$6,000.

SCHEDULED MEETING OF THE BOARD. -- The June meeting was set to be held in Austin on June 26-27, 1964.

STATEMENT BY CHAIRMAN. -- Chairman Heath at this point said that he had a statement he wished to read in connection with another action of the Committee of the Whole, which is incorporated therein. On the following pages is Chairman Heath's statement.

5-16-64

STATEMENT BY CHAIRMAN HEATH

The Board has taken the final step under its policy of "integration with all deliberate speed," and all teaching and non-teaching personnel, housing and other facilities, and units of the entire University of Texas system are now ordered completely integrated. The units are:

The Central Administration  
 The Main University at Austin  
 The Medical Branch at Galveston  
 The Southwestern Medical School at Dallas  
 South Texas Medical School at San Antonio  
 Texas Western College at El Paso  
 The Dental Branch at Houston  
 M. D. Anderson Hospital and Tumor Institute at Houston  
 The Graduate School of Biomedical Sciences at Houston  
 The McDonald Observatory at Fort Davis  
 The Institute of Marine Science at Port Aransas

Since the delay occasioned by the two and one-half year old Federal Court litigation to force integration of dormitories has now ended with dismissal by plaintiffs of their suit, the Board of Regents, irrespective of personal convictions of the individual members, felt obliged to take this final step necessary to carry out the assurances the Board made in good faith in 1961 that it was obeying and would continue to obey the Constitutional Mandate, as interpreted by the Supreme Court of the United States in the Brown Case "to integrate with all deliberate speed."

Therefore, the Board today amended its rules as follows:

BE IT RESOLVED by the Board of Regents of The University of Texas that Part Two of the Regents' Rules and Regulations be amended as follows:

1. Strike out and eliminate in its entirety Section 8 of Chapter X of Part Two.
2. Add the following new Section 5 to Chapter I of Part Two, to wit:

Sec. 5. Policy Against Discrimination

"With respect to the admission and education of students, with respect to the employment and promotion of teaching and non-teaching personnel, with respect to student and faculty activities conducted on premises owned or occupied by the University, and with respect to student and faculty housing situated on premises owned or occupied by the University, neither The University of Texas nor any of its component institutions shall discriminate either in favor of or against any person on account of his or her race, creed, or color."

5-16-64

A review of the history of integration of the University "with all deliberate speed" shows that in July, 1961, after previous integration of classrooms, the Board of Regents received petitions from the student body and the faculty to integrate various facilities, except the facilities which were not mentioned, and the Board on July 22, 1961, replied that "whether or not we agree with the decisions of the Supreme Court on racial integration, we shall in good faith proceed and have heretofore proceeded along this path 'with all deliberate speed'." The Board pointed out we were then considerably in advance of other universities in Texas and throughout the South and that we had a heavy responsibility to perform. The Board also asked that our judgment be trusted and assured all concerned "we shall continue to move forward with due and deliberate speed as we think advisable under all circumstances which exist from time to time." Then, in September, 1961, the Board provided for appeals to the Chancellor and then to the Board of Regents, by any student dissatisfied with his dormitory assignment. No such appeal has ever been made to the Board of Regents.

As a result of continued agitation, the Board of Regents announced publicly that it would review the entire matter at its November 11, 1961, meeting. The day prior to the scheduled review, with considerable faculty and student encouragement, a civil suit was brought in the Austin Federal Court on behalf of three negro students seeking to compel their admission to certain dormitories. What injury would have resulted from waiting until the next day when the Board would have reviewed the matter and announced its decision is still not clear; especially considering that two and one-half years later, no relief had still been obtained from the suit which has now been dismissed on plaintiffs' motion.

On November 11, 1961, following filing of the suit, the Board of Regents made the following statement: "With reference to student housing, we wish to say that in view of the filing of a lawsuit on this question, we deem it improper to comment or take action at this time on this question pending final decision by the Court." This, together with the fact that those favoring dormitory integration obviously chose to leave the matter to a Court of their selection rather than to the Board's assurances of "integrating with all deliberate speed" has been largely responsible for the dormitory situation being left as the last step in "integrating with all deliberate speed."

The various steps taken since November, 1961--integration of the stadium, some of the men's dormitories, Texas Relays, Longhorn Band, intercollegiate athletics, scholarship awards, and the faculty--, as pointedly stated by the Board last November, "the only exception relates to dormitory residences and this is the subject matter of litigation now pending in the Federal Court waiting the jurisdiction of that Court invoked against the Board of Regents the day before it announced it would review the entire subject matter."

Under our oaths of office to uphold the Constitution of the United States, our only choice has been that of timing the 'deliberate speed'. Some feel we have been too slow, others that we have been too fast. In this exercise of judgment we have concluded that the completion of integration should come at the close, rather than in the early part, of a school year.

' 5-16-64

The dormitory suit having been dismissed and all other steps toward complete integration having been previously taken, the Board today completed its task of "integration with all deliberate speed" as promised in 1961, and without troops, marshals, violence or bloodshed.

(The amendment to the Rules and Regulations as set out above was adopted by the Board. Vice-Chairman McNeese and Regent Redditt were absent and did not participate in this decision. Regent Brenan voted "No." The remaining members voted "Aye.")

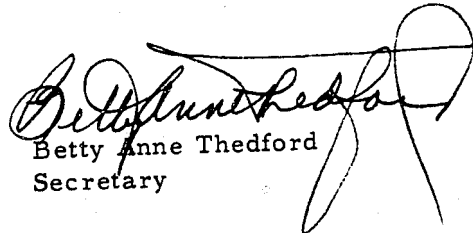
Adoption of Report of Committee of the Whole. -- Upon motion of Regent Madden, seconded by Regent Olan, the foregoing report was unanimously adopted.

#### OTHER MATTERS

REPORTS BY CHANCELLOR RANSOM. -- Chancellor Ransom reported receipt from Greg Lipscomb of the "Student Report on Academic Programs in University Dormitories." He stated he would circulate in writing reports on development projects to be presented in full in June.

BROADER ARTS AND LETTERS PROGRAM, PREMEDICAL LEVEL.  
-- Regent Connally asked that a communication from Doctor Russell L. Dieter regarding Broader Arts and Letters Program, Premedical Level, Main University, be referred to the Academic and Developmental Affairs Committee. Without objection, it was so ordered by the Chairman.

ADJOURNMENT. -- Upon motion of Regent Brenan, seconded by Regent Madden, the Board adjourned at 11:30 a. m.

  
Betty Anne Thedford  
Secretary