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MINUTES OF A REGULAR MEETING
BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA
THURSDAY, JANUARY 10, 1974

A regular meeting of the Board of Regents of the University of Oklahoma was held in Dining Room 5, Oklahoma Memorial Union, on the Norman Campus of the University of Oklahoma, on Thursday, January 10, 1974, beginning at 10:40 a.m.

The following were present: Regent Huston Huffman, President of the Board, presiding; Regents Jack H. Santee, Walter Neustadt, Jr., Mack M. Braly, Thomas R. Brett, and Bob G. Mitchell, M.D.

Absent: Regent K. D. Bailey.

The following were also present: Dr. Paul F. Sharp, President of the University; Dr. I. Moyer Hunsberger, Provost, Norman Campus; Dr. William E. Brown, Acting Provost, Health Sciences; Vice Presidents Burr, Dean, Nordby, and White; Mr. Joseph C. Ray, Executive Assistant to the President; Dr. Thomas H. Tucker, Chief Counsel; Mr. R. Boyd Gunning, Trust Officer; and Mrs. Barbara H. James, Secretary of the Board of Regents.

The minutes of the meeting held on December 13, 1973, were approved as printed and distributed prior to the meeting.

Under Report of the President of the Board of Regents, Mr. Huffman said he would like to take this opportunity to comment on a report prepared by Vice President J. R. Morris on special student fees being paid at other Big Eight institutions. This is pertaining to discussions the Regents' Student Affairs Committee has had with the student leadership about the possibility of raising our Student Facilities Fee in order to finance a Recreation Center for the students. The survey reveals that our \$12.50 special student fee compares with similar fees at Kansas State University totaling \$73.25, \$72.00 at Kansas University, \$36.00 at Iowa State, \$79.55 at the University of Colorado, and so on. Special fees at the University of Oklahoma are lower than any other Big Eight school, and even if they were increased to \$25.00 per semester would still be well below the average charged at the other Big Eight schools. Mr. Huffman said this will be discussed again with the students at the time of the next Regents' meeting. President Sharp called attention to the fact that an increased fee to finance a Recreation Center is still in the discussion stages. He wished to assure the students that they will not be by-passed in this matter.

Regent Santee, Chairman of the Facilities Planning, presented the following report of the committee meeting:

Law Center Building

Regent Santee called attention to the fact that at the last meeting the Board authorized the University administration to solicit proposals from construction managers for this project. Two proposals were received and were reviewed by the committee at the meeting yesterday. The committee recommended as follows regarding the Law Center:

1. The appointment of H. A. Lott, Inc. as construction manager at a fee of 4% of the construction cost plus \$500 per week during construction.
2. That the architects be authorized to proceed, in conjunction with this construction manager, with final working drawings within budgeted funds.
3. That the architects and construction manager be requested to report back to the Board through appropriate University channels, as soon as possible but no later than the March 14 meeting, their best judgment as to whether or not the plans are within the construction budget of \$3.5 million for a building of 110,000 square feet (plus or minus 10,000 square feet).

On motion by Regent Santee the committee recommendations were approved.

Stadium Expansion

Regent Santee reported the Facilities Planning Committee recommends the appointment of Lockwood, Andrews, Newnam, Inc., Houston, as architect-engineer for the stadium expansion at a fee of 5.1% of the present estimated construction cost of \$3.2 million, and that the letter of intent previously authorized for this project with Wright and Selby (p. 11836) be terminated.

Regent Santee called attention to the fact that the project estimates now available were prepared last spring and are now out of date. The committee recommends that Lockwood, Andrews, Newnam prepare new construction and project estimates for consideration of the Regents at the February meeting.

The recommendations were approved on motion by Regent Santee.

Regent Brett called attention to the fact that the Facilities Planning Committee had some discussions about this engineering firm selecting a local architect as a consultant to work with them on this project. It is understood that the Regents will give them the freedom to select a consulting architect of their choice.

Weight Lifting Room

Regent Santee said information was presented to the Facilities Planning Committee yesterday on the desire of the Touchdown Club to present as a gift to the University of Oklahoma a fully equipped weight lifting room to be constructed and equipped at a cost that will approximate, but not exceed, \$50,000. The facility will be placed on the practice football field near the Jenkins Street gate where it will be convenient to both the athletic dormitories and the stadium dressing room. Mr. Santee said it is understood that if in the future a larger structure is built in the south end-zone area, it will absorb the weight room and the structure which the Touchdown Club is providing will serve as an equipment room.

Regent Santee said the Touchdown Club is prepared to handle the entire construction project with the plans subject to the approval of the University. The preliminary plans were reviewed by the committee yesterday. He said many individuals are prepared to offer services and materials at significantly reduced costs for this project in support of our football program.

Regent Santee said the committee recommends acceptance of the gift of a weight lifting room from the Touchdown Club at a cost not to exceed \$50,000. The committee recommends further that the Vice President for Administration and Finance be authorized to work with the Touchdown Club in expediting the project and evaluating and accepting the final plans and construction with a report on the completed project to be submitted to the Board.

On motion by Regent Santee the recommendations were approved.

The President of the Board said he would write an appropriate letter of appreciation to the Touchdown Club on behalf of the entire Board.

Norman Campus Renovation Projects

Regent Santee reported HERO bond funds are now available and the University has been authorized to proceed with plans for four renovation projects on the Norman Campus. The Facilities Planning Committee considered the appointment of architects for these projects and recommends as follows:

	<u>Project Budget</u>	<u>Architects</u>	<u>Engineers</u>	<u>Fee</u>
Richards Hall	\$672,120	Wright & Selby	Collins Engr. Associates	8.5%
Old Science Hall	346,202	Shaw Associates	Don Bass and Associates	8.3%

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	<u>Project Budget</u>	<u>Architects</u>	<u>Engineers</u>	<u>Fee</u>
Kaufman Hall and Gittinger Hall	\$480,398 372,298	Turnbull and Mills	Carnahan, Thompson and Delano	8.1%

The recommendations were approved on motion by Regent Santee.

Regent Mitchell reported that at their December meeting the Governor's Health Sciences Center Planning and Advisory Committee established a sub-committee composed of Mr. Macer, Mr. Monroe, Mr. Rader, and himself. The purpose of the sub-committee is to develop a plan which will coordinate the three hospitals (Veterans Administration, Children's Memorial, and University) so that there will not be a duplication of services. This was presented to the Governor recently and Dr. Tucker was present. At Dr. Mitchell's request, Dr. Tucker reported on the proposal. He said the sub-committee believes that facilities planning should be secondary to the planning of programs. He said they plan to look at health care needs and programs in the state to determine how these programs might be combined or eliminated, and facilities used more effectively. When this analysis is complete, then facilities can be considered in a more orderly fashion. Dr. Tucker said that present plans call for using some Federal funds for planning, as well as some State funds, which will leave University funds pretty much intact.

A. The Health Sciences Center

II. Academic

a. Faculty Personnel

APPOINTMENTS:

Audie White Davis, M.D., Adjunct Assistant Professor of Environmental Health, without remuneration, December 1, 1973.

Clayton Eugene Woodard, M.D., Clinical Assistant Professor of Psychiatry and Behavioral Sciences, College of Medicine, without remuneration, January 1, 1974.

Perry A. Klaassen, M.D., Clinical Instructor in Family Practice and Community Health, College of Medicine, without remuneration, November 1, 1973.

Doris P. Longman, M.S., Adjunct Instructor in Family Practice and Community Health, College of Medicine, and Special Instructor in Nutrition and Dietetics, College of Health and Allied Health Professions, without remuneration, July 1, 1972.

Esther C.L. Fruehauf, M.L.S., Instructor in Medical Library Sciences, College of Health and Allied Health Professions, \$6,720 (grant) for 12 months, .80 time, December 1, 1973.

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Carmon C. Harris, L.L.B., Visiting Lecturer in Medical Sciences, College of Medicine, without remuneration, January 1, 1974.

Calvin W. Hendrickson, L.L.B., Visiting Lecturer in Medical Sciences, College of Medicine, without remuneration, January 1, 1974.

David A. Kroll, J.D., Visiting Lecturer in Medical Sciences, College of Medicine, without remuneration, January 1, 1974.

George Ford Short, L.L.B., Visiting Lecturer in Medical Sciences, College of Medicine, without remuneration, January 1, 1974.

CHANGES:

Carroll C. Anderson, title changed from Instructor to Special Instructor in Nutrition and Dietetics, salary changed from \$6,900 (grant) for 12 months, 3/5 time, to without remuneration, January 1, 1974. Retains title Instructor in Family Practice and Community Health, Colleges of Medicine and of Health and Allied Health Professions.

Carolyn Louise Campbell, Instructor in Nutrition and Dietetics and Adjunct Instructor in Family Practice and Community Health, salary changed from without remuneration to \$4,620 (state) for 12 months, 2/5 time, January 1, 1974.

David Peter Campbell, title changed from Assistant Chief to Chief of Pediatric Division of Surgery for the Children's Memorial Hospital. January 1, 1974. Retains title Assistant Professor of Pediatrics and of Surgery.

Bengtha Ann DeSpain, Clinical Instructor in Dental Hygiene, salary changed from \$4,480 (state) to \$4,444 (state) for 12 months, 3/5 time, January 1, 1974 to June 1, 1974.

Lucy D. Germain, Assistant Professor of Nursing, salary changed from without remuneration to \$1,680 (state) for 12 months, .125 time, January 1, 1974.

Marian E. Grier, title changed from Special Instructor to Assistant Professor of Nursing, November 9, 1973.

Jesscelia Nunley, title changed from Special Instructor to Assistant Professor of Nursing, November 9, 1973.

R. Gibson Parrish, deletion of titles Professor and Vice-Chairman of Respiratory Therapy, December 1, 1973. Retains titles Professor of Anesthesiology, Colleges of Medicine and of Dentistry; Coordinator, Admissions and Student Relations, College of Medicine.

E. Ide Smith, title changed from Professor of Surgery, Chief, Division of Pediatric Surgery, and Associate Professor of Pediatrics to Clinical Assistant Professor of Surgery and Associate Professor of Pediatrics, salary changed from FTE Ceiling of \$78,000 to without remuneration, February 1, 1974.

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APPOINTMENTS:

NAME	TITLES	FTE INCOME CEILING	GUARANTEED BASE SALARY		PSA EARNINGS POTENTIAL	EFFECTIVE DATE	REMARKS
			TENURED	NON-TENURED			
Eliot Schechter, M.D.	Associate Professor of Medicine	\$60,750	- 0 -	\$33,500	\$27,250	12-1-73	Base salary paid by OMRF and VA
Lucy Denise Antoniou, M.D.	Assistant Professor of Medicine	51,500	- 0 -	31,519	19,981	10-1-73	Base salary paid by VA Hospital
Roy Earl Camp, M.D.	Instructor in Orthopaedic Surgery and Fractures	NA	- 0 -	15,000	NA	1-1-74 to 7-1-74	
Madeline White Cunningham, Ph.D.	Associate in Research Biochemistry and Molecular Biology	- 0 -	- 0 -	7,500	- 0 -	12-1-73	OMRF
Angela Kuo Lan Fong, Ph.D.	Associate in Research Biochemistry and Molecular Biology	- 0 -	- 0 -	8,000	- 0 -	12-1-73	OMRF
Gollamudi Sitaram Kishore, Ph.D.	Associate in Research Biochemistry and Molecular Biology	- 0 -	- 0 -	9,000	- 0 -	12-1-73	OMRF
Donald Orville Mack, Ph.D.	Associate in Research Biochemistry and Molecular Biology	- 0 -	- 0 -	11,000	- 0 -	12-1-73	
Joe Lee Poyer, Ph.D.	Associate in Research Biochemistry and Molecular Biology	- 0 -	- 0 -	10,000	- 0 -	12-1-73	OMRF
Gerald Neal Prager, Ph.D.	Associate in Research in Biochemistry and Molecular Biology	- 0 -	- 0 -	8,500	- 0 -	12-1-73	OMRF
Sethurao Narasinga Rao, Ph.D.	Associate in Research Biochemistry and Molecular Biology	- 0 -	- 0 -	8,500	- 0 -	12-1-73	OMRF
CHANGES:							
Devaki Ganesan	Title changed from Research Associate to Associate in Research Biochemis- try and Molecular Biology and Assoc- iate in Research Medicine, December 1, 1973.	FROM: WITHOUT REMUNERATION TO: - 0 -	- 0 -	15,000	- 0 -	7-1-73	OMRF
Sarah A. Johnston	Instructor in Psychiatry and Behavioral Sciences	FROM: NA TO: \$20,800	- 0 -	7,140 9,520	NA 11,280	11-1-73	Changed from 3/5 to 4/5 time
Ronald S. Krug	Associate Professor of Medical Psychology in Psychiatry and Behavioral Sciences	53,000	- 0 -	25,000	28,000	11-1-73	VA salary increased from \$10,507 to \$11,027; College of Medicine salary decreased from \$14,493 to \$13,973.

TERMINATIONS:

Ralph Dan Loyd, Instructor in Orthopaedic Surgery and Fractures, January 1, 1974.

David Alan Santrock, Instructor in Orthopaedic Surgery and Fractures, January 1, 1974.

I. F. Stephenson, Preceptor, Alva, declined to accept 1973-74 appointment.

Donald C. White, Instructor in Radiological Sciences, College of Medicine, January 1, 1974.

Approved on motion by Regent Neustadt.

President Sharp reported the death of Ray H. Lindsey, Clinical Associate in Surgery and Associate Preceptor, on November 23, 1973.

IV. Finance and Management

a. Professional Practice Plan -- College of Medicine

The revised policy covering the operation and governance of the Professional Practice Plan of the College of Medicine (formerly Professional Service Auxiliary) was presented as follows:

POLICY
for Operation and Governance of the Professional
Practice Plan of the Geographic Full-Time Faculty
of the College of Medicine

I. PREAMBLE

The faculty of the College of Medicine is comprised of three different groups of individuals. The first are referred to as strict full-time. This group is made up of those who devote their entire time to carrying out the academic programs of the college. The second are referred to as part-time. This group is made of physicians who are engaged primarily in the private practice of medicine in the community but not on the Health Sciences Center Campus on which the college is located. These individuals devote a portion of their time to the academic programs of the college. The third group combines certain characteristics and activities of the first two groups. This group is made up of physicians and others whose primary commitment is to the academic programs of the college but who also devote a portion of their time to the exercise of their professional capabilities which in many instances includes the private practice of medicine on the Health Sciences Center Campus on which the college is located. The geographic location of the activities of these individuals, being centered on the campus, explains their designation as geographic full-time faculty. This policy applies to the third group. This policy also applies to the second group when they see patients on the Health Sciences Center Campus.

In the process of exercising their discretion as professionals in matters of patient care, the members of the plan are not agents of the University. This does not, however, diminish their responsibility to account to the University under the plan for all income earned, nor relieve them of the duty of compliance with policies and agreements of the Regents governing site of practice.

When members of the faculty deliver specialized personal consultative services or primary medical care to patients, these faculty members by their personal efforts and presence enhance the stature and reputation of the College of Medicine and the Health Sciences Center.

A reasonable degree of active involvement by the clinical faculty in health delivery practices is essential to the maintenance of their professional skills. This contributes to the educational mission of the College of Medicine, including the research component of education.

There must be upper limits to the time spent and income derived from personal services so that the primary goals of quality education, medical care, and research are achieved with a fair mixture of professional capabilities and financial awareness.

Active participation in health delivery systems requires of the participant a significant commitment in terms of energy, emotional dedication, time, and the assumption of personal liabilities in addition to those assumed in carrying out academic programs.

This policy includes within its operational structure the entire range of the medical disciplines and specialties. There are fundamental differences among these disciplines, departments, and specialties in matters relating to:

(1) the unit of service for which a professional fee is rendered; (2) the amount of the customary fee per unit of service; (3) the status of the patient (ambulatory or hospitalized); (4) the goal of the services rendered; and (5) their individual and collective needs as they relate in turn to their primary functions of teaching, training, clinical care, and community service.

Adherence to this policy, as with all Regents' policies, is a condition of employment for geographic full-time faculty of the College of Medicine of the University of Oklahoma Health Sciences Center. Under this policy as in all University matters, the members of a department are responsible to their chairman or head as the chairman or head is responsible to their Dean and the Dean through the Provost to the President.

II. OBJECTIVES

1. To improve the medical referral resources of the Health Sciences Center for the benefit of all segments of the State.
2. To provide an adequate number of patients with exemplary care to meet the educational goals of the College of Medicine.
3. To enhance recruitment and retention of highly qualified faculty by providing a source of funds with which to supplement income.

4. To provide incentives to the faculty to engage in the practice of medicine on behalf of private patients, to maintain and improve professional skills, to participate more actively in all appropriate clinical services, and to enhance faculty scholarship.
5. To provide a uniform procedure by which to account for the total income received by each member of the geographic full-time faculty of the College of Medicine in remuneration for all academic and other professional services, irrespective of the source of money or nature of the professional service.
6. To provide a uniform procedure by which to account for all earnings generated by the faculty from professional services as defined in Section IV.
7. To provide reporting and auditing of all monies received and disbursed as a result of the contributions of the geographic full-time faculty.
8. To provide basic financial data which can be made available and visible to all who have a legal right to examine such information.
9. To establish not only income potential but also income limits so that an individual's primary interests and objectives in teaching, training, administration and research (herein called "academic programs") will be balanced by a reasonable amount of time devoted to patient care--not unbalanced.
10. To ensure effective control and administration by the University of Oklahoma, the College of Medicine, and its constituent departments of all monies received and disbursed.

III. DEFINITION OF TERMS

1. Membership

A. Those members of the faculty of the University of Oklahoma College of Medicine who receive a salary from the College of Medicine and/or the affiliated hospitals and clinics, and other institutions of the Health Sciences Center for the purpose of ensuring that the academic programs take precedence over other responsibilities will participate and vote in the Professional Practice Plan.

B. All members of the faculty of the University of Oklahoma must be appointed members of the faculty as individuals and they must exercise their professional capabilities including the practice of medicine under this policy. The University will not recognize individual or departmental corporations.

2. Guaranteed Base

This is the specific salary that is guaranteed annually by contract with the University of Oklahoma, or one of the affiliated hospitals or clinics or other institutions in the Health Sciences Center, through appointment to the faculty of the College of Medicine by the Regents of the University of Oklahoma to compensate the individual faculty member for that portion of his or her time which will be devoted to academic programs and to ensure that the academic programs take precedence over other responsibilities. This also includes amounts paid as a guaranteed salary by the Veterans Administration Hospital and other affiliated hospitals for teaching and/or patient services. It is recognized the faculty member may devote such of the remainder of his or her time as he or she wishes to his or her professional practice, or other exercise of his or her professional capabilities.

3. Full-Time Equivalent Salary

This is the salary figure established by the Board of Regents of the University of Oklahoma which represents the actual value of the individual faculty member's academic and professional services on a full-time basis and upon which an hourly charge for physicians' services can be based. It is recognized that the public funds provided to the University are not now adequate and in the foreseeable future will not be adequate to permit the University to pay a full-time equivalent salary to the geographic full-time faculty and the deficiency will have to come, if at all, from income generated by the faculty.

4. Maximum Professional Earnings Potential

This is the difference between the guaranteed base and full-time equivalent salary (the difference between III, 3. and III, 2. above).

5. Generated Income

That income that is generated by those activities of the individual which are not compensated by the guaranteed base.

6. Health Sciences Campus

For the purposes of this policy the definition of Health Sciences Center Campus includes all those health care facilities located on the immediate geographic area of the College of Medicine that is commonly referred to and commonly understood to be the Health Sciences Center. This includes, but is not necessarily limited to, all the facilities owned and/or operated by the Board of Regents, the University Hospital, Children's Hospital, Veterans Administration Hospital, the Oklahoma Medical Research Foundation, the Family Medicine Clinic, and the Dermatology Building.

IV. OPERATIONAL PROCEDURES

1. The full-time equivalent salary will be developed and reviewed annually for each faculty member by the appropriate departmental chairman or head with the Dean of the College of Medicine and recommended for approval to the President and the Board of Regents of the University of Oklahoma. It will be achieved, if at all, by the addition of generated income to the guaranteed base.

2. Sources of Generated Income

All sources of generated income including, but not limited to, the following:

- a. Patient care fees wherever earned by the faculty member
- b. Professional consultation
- c. Honoraria
- d. Compensation for supervision of professional services

All to be treated herein as earned by those activities of the individual which are not compensated by the guaranteed base.

3. Income Exclusions

- a. Prizes and awards
- b. Faculty members interests in:
 - 1) Royalties
 - 2) Copyrights
 - 3) Patent Rights
- c. Non-professional income
- d. Compensation received as a result of military leave
- e. Income earned during leave without pay, vacation, and/or sabbatical.

4. Disposition of Gross Generated Income

Generated income described above will be deposited daily in the University of Oklahoma Health Sciences Center clearing account. It will be transferred monthly into the Special Agency Account of the University of Oklahoma Health Sciences Center and allocated to the departmental subaccounts of the generating department from which it will be disbursed (except as to (a)) by the departments for items of expense in the order listed below:

- a) The departmental cost of billing and collections up to 10% of the gross generated income, including the cost of the salary and office expenses of the Business Manager which shall be prorated among the departments on the basis of their gross generated income;* and thereafter

* For the purpose of providing start-up costs, such amount shall be 10% for the first three months.

- b) Overhead and direct costs of each subaccount such as rents, supplies, housekeeping, personnel, equipment lease, equipment depreciation reserves, etc., attributable to the professional practice of the members of the geographic full-time faculty.
- c) To that individual faculty member or group within each department, to the extent that the individual faculty member or faculty members of the group have provided generated income, until any difference between guaranteed base and half the full-time equivalent salary is equalled; and thereafter
- d) Expenditures for major items which normally should be provided by a university hospital, including the maintenance of an equipment reserve, may be paid from the department subaccount upon recommendation of the Executive Committee of the Advisory Council to the Board of Regents; and thereafter
- e) Ten percent of the remaining balance after a), b), c), and d) above have been paid will be paid to the Dean's Fund, a major purpose of which is to relieve inequities in the financial support for various departments as directed and defined by the Dean of the College of Medicine.
- f) The balance will be retained in the Departmental subaccount to attain the full-time equivalent salary of its members and pay for the various expenditures related to departmental functions as outlined in g) below. The proportions and mechanisms of these distributions will be the responsibility of the department chairman.
- g) Acceptable Categories of Expenditures by Departments include:
 - 1. Attainment of income potential of the individual members. (It must be clearly recognized that there is no guarantee that this income potential will be achieved.)
 - 2. Visiting consultants and lecturers at the Health Sciences Center.
 - 3. Expenses directly related to faculty and staff recruitment
 - 4. Salaries for residents, other house staff, and related personnel

5. Students--scholarships, stipends, and tuitions
6. Personnel training courses and attendance at professional and educational meetings
7. Laboratories--salaries, maintenance and equipment
8. Office and administrative expenses
9. Other expenses incurred in support of departmental teaching, research, and professional care of patients
10. Other departmental business expenses directly related to generation of professional fees. Since funds for which the University acts as custodian are comingled with public funds, all expenditures from such funds must be treated as public expenditures. Public policy requires that public monies be expended for public and not private purposes. University administration, in consultation with Advisory Council, will develop and publish guidelines consistent with public policy.
11. Salary and salary supplements for non-faculty personnel
 - h) All accounts will be handled in accordance with standard accounting principles, the statutes of the State of Oklahoma, and the policies of the Regents of the University of Oklahoma as they apply to Special Agency Accounts. All funds for educational and general purposes will be transferred to the Revolving Fund before being expended.
 - i) Funds will not be used directly for the benefit of any department from funds credited to some other department unless the department whose funds are to be used shall approve and the chairman or head or other requisitioning individual of such department shall approve the requisition in writing except in emergencies and with the approval of the President.
 - j) When the purposes enumerated in f) have been achieved, any balance remaining at the end of a fiscal year after auditing and review of the accrued encumbrances and appropriate reserves may be disposed of by the University Administration for the benefit of the Health Sciences Center and giving appropriate priority to the needs of the College of Medicine without regard to the provisions of this policy, but subject to the policies and procedures of the Regents governing all University funds.

6. Depository

The Special Agency Account of the University of Oklahoma Health Sciences Center is the only authorized depository.

7. Billing, Collecting, Accounting, Disbursements, and Auditing

For the present, the current billing procedures shall continue to be carried out in departments, but collections must be deposited in the Special Agency Account on a daily basis as noted in (6) above. It is the responsibility of the Vice President for Administration and Finance to develop a centralized billing, collecting, accounting, disbursement and auditing system and to provide administrative services for the Professional Practice Plan. The Vice President will employ a Business Manager to manage these services. The Vice President is also responsible for the publishing of procedural information documents for the members of the Professional Practice Plan consistent with the Statutes of the State of Oklahoma and the policies of the Regents of the University of Oklahoma. The Vice President will consult with the Advisory Council on the employment of a Business Manager, on the development of systems and procedures, and on significant changes in systems and procedures.

8. Governance of the Professional Practice Plan

a) The Advisory Council

1) Membership

The members of the Professional Practice Plan will be governed by this policy as amended from time to time by the Board of Regents. The Advisory Council shall represent the full membership of the Professional Practice Plan and shall be responsible for advising the President on policy matters affecting the operations covered by this policy. The Advisory Council shall consist of:

- a. The Dean of the College of Medicine*
- b. The Business Manager*
- c. The Chairman or Head of each of the Departments of the College of Medicine
- d. Six (6) members at large elected by and from the faculty members of clinical departments with unmodified faculty titles for terms of two years each, except for the first year when three (3) shall be elected for a term of one year, at the annual meeting by majority vote. No more than two members at large shall be elected from any one department.

* Note: The above ex-officio members shall be without vote.

2) Meetings

The Advisory Council shall meet quarterly at a time designated by the Chairman of the Advisory Council and upon call by request of the Chairman or seven (7) members of the Advisory Council. Notice of the meeting and an agenda will be distributed to each member at least one week prior to the meeting.

3) Officers

The officers of the Advisory Council shall be a Chairman, a Vice Chairman, and a Secretary who shall be elected annually from the members of the Advisory Council by the full membership at the annual meeting. The Chairman shall preside.

4) Quorum and Voting

A quorum shall consist of two-thirds (2/3) of the voting members of the Advisory Council. Any official action of the Advisory Council requires a majority vote of its members present. However, the majority vote must comprise 51% of the generated income in the 12 month period ending with the last full month prior to the election. Each member shall have one vote except for ex-officio members.

5) Rules of Order for Advisory Council and its Committees

a. Agenda

All items of business not requiring formal action by the Advisory Council, unless an objection is registered, are accepted "for information only." All items of business requiring formal action by the Advisory Council must be in the form of a resolution.

b. Procedural Motions

Roberts' Rules of Order will be accepted as final authority for parliamentary procedures.

b) The Executive Committee of the Advisory Council

1) Composition

The Executive Committee shall consist of:

- a. Three (3) officers, and
- b. Four (4) members.

2) Officers

The officers of the Executive Committee shall be the officers of the Advisory Council.

3) Members

The Advisory Council shall annually elect from its membership an Executive Committee, and no elected members shall serve more than two consecutive one-year terms.

4) Meetings and Quorum

The Executive Committee shall meet at least bi-monthly and upon call of the Chairman or any five (5) members of the Advisory Council. A quorum shall consist of no less than five (5) members.

5) Duties

The Executive Committee shall exercise the full authority of the Advisory Council as established herein. The Executive Committee may obtain the advice of legal counsel, accountant, consultant and others as required. It is expressly understood however, that only the legal counsel for the Regents may prepare legal documents and represent the University and its constituent parts in its external affairs.

c) Ad Hoc Committees

Ad Hoc committees may be appointed as necessary by the Chairman from the Advisory Council or the Executive Committee.

d) Annual Meeting of Members

Annually, at a time to be determined by the Executive Committee, there shall be a meeting of the full membership of the Professional Practice Plan at which time a report of the activities of the Council shall be given by the Officers and the Business Manager. In addition, elections will be held for at-large members, officers, and members of the Executive Committee of the Advisory Council. Special meetings may be called upon request of the Executive Committee.

e) Departmental Restrictions

Nothing contained herein shall be construed to prevent the contributing members within any department from suggesting such additional department restrictions as they may wish, but without conflict with the general plan.

f) Miscellaneous Provisions1) Policy Amendments

The policy for operation and governance of the Professional Practice Plan may be amended from time to time in any particular by the Regents of the University of Oklahoma. Proposed amendments will be submitted to the Advisory Council for advice or comment. In addition, amendments to the policy may be proposed or initiated for the consideration of the Regents by:

- a. Proposal to the Advisory Council by the Executive Committee, or by petition of any twenty (20) members followed by
- b. Presentation by the Advisory Council with recommendation to the full membership, and requiring
- c. Ratification by 2/3 of the full membership at an annual or special meeting and thence forwarding the proposed amendment through the Dean of the College of Medicine, Provost-Health Sciences Center to the President for approval for submission to the Board of Regents of the University of Oklahoma.

2) Exceptions

It is recognized that there are and should be a wide spectrum of individuals within a viable faculty with a variation in contribution, interests, geographic status, longevity, financial status and need. Because of the importance of the contribution of these individuals and their appropriate compensation, certain specific arrangements, that are exceptions to the foregoing, can be made only

- a. with the approval of the respective department head,
- b. with the approval of the Executive Committee,
- c. with the approval of the Dean of the College of Medicine, and
- d. with contractual approval by the President and the Board of Regents of the University of Oklahoma

President Sharp recommended adoption of the plan as shown, effective immediately. Regent Santee said the Health Sciences Center Committee did have the opportunity to review the revised plan and also recommends approval. Regent Huffman commented that the Advisory Council of the Professional Practice Plan participated in drafting this revised policy and it comes to the Board with their approval.

Approved on motion by Regent Santee.

On behalf of the Board, Regent Brett expressed appreciation to Vice Presidents Nordby and Dean, and Dr. Tucker for the outstanding work they did over a long period of time in developing this document. He said the Regents are grateful. The other members of the Board expressed unanimity with this expression of appreciation.

b. Health Service Fee

President Sharp reported he has been notified that in their meeting on December 17, 1973, the Oklahoma State Regents for Higher Education approved our request for the establishment of a Health Service Fee in the amount of \$6.00 per student per semester for all students enrolling at the Health Sciences Center. This new fee is effective beginning with the 1974 spring semester.

This was reported for information.

c. Proposal, Contract and Grant Report

The following summary of proposals for contracts and grants for the Health Sciences Center for December, 1973, was presented. Also reported is a list of all contracts executed during the month of December on proposals previously reported.

COLLEGE OF MEDICINE

The following proposals were submitted in November, but not shown on the report:

		<u>Period Proposed</u>	<u>Amount</u>
Principal			
Investigator:	J. J. Ferretti, Ph.D.		
Department:	Microbiology & Immunology		
Project Title:	Student Science Training Program		
Submitted to:	National Science Foundation	6/3/74- 8/9/74	\$ 15,540.

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Principal

Investigator: Gordon Deckert, M.D.
Department: Psychiatry and Behavioral Sciences
Project Title: Child Psychiatry Training Grant
Submitted to: DHEW
Agency No. MH 07960-13 (Continuation) 7/1/74-6/30/75 35,687.

Principal

Investigator: Gordon Deckert, M.D.
Department: Psychiatry and Behavioral Sciences
Project Title: Research Training - Biological Sciences
Submitted to: DHEW
Agency No. MH 10322-10 (Continuation) 7/1/74-6/30/75 48,322.

Principal

Investigator: Gordon H. Deckert, M.D.
Department: Psychiatry and Behavioral Sciences
Project Title: Psychiatry (Basic Residency)
Submitted to: DHEW
Agency No. MH 06316-18 (Continuation) 7/1/74-6/30/75 98,197.

The following proposals were submitted in December, 1973:

Principal

Acting Provost
Investigator: William E. Brown, D.D.S.
Department: Office of the Provost
Project Title: Exploratory Studies for Cancer Research
Submitted to: DHEW
Agency No. CA 13749-02 (Continuation) 3/1/74-2/28/75 84,765.

Principal

Investigator: Peter N. Gray, Ph.D.
Department: Biochemistry and Molecular Biology
Project Title: Effects of Nucleic Acid Preparations on the Biological Properties of Mammary Carcinoma Cell Lines.
Submitted to: National Cancer Institute
Agency No. New RFP #NCI CB-43904-S Open (two years) \$129,290.

Principal

Investigator: H. D. Riley, Jr., M.D.
Department: Pediatrics
Project title: Special Project Grant for Education of Indian Students
Submitted to: NIH
Agency No. PE00262-02 (Continuation) 7/1/74-6/30/75 52,299.

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Principal

Investigator: Edward D. Frohlich, M.D.
Department: Medicine
Project title: Pathophysiology of Essential Hypertension
Submitted to: NHLI
Agency No. HL 14511-03 (Continuation) 3/1/74-2/28/75 36,441.

Principal

Investigator: Edward D. Frohlich, M.D.
Department: Medicine
Project title: Pathophysiology of Essential Hypertension
Submitted to: NHLI 3/1/75-2/28/80 540,724.
TOTAL \$1,041,271

COLLEGE OF HEALTH AND ALLIED HEALTH PROFESSIONS

Principal

Investigator: Paul S. Anderson, Jr., Ph.D.
Department: Biostatistics and Epidemiology
Project title: Training Program in Biostatistics
Submitted to: HSMHA
Agency No. HS 00051-18 7/1/74-6/30/75 42,160.
TOTAL \$ 42,160

COLLEGE OF DENTISTRY

Principal

Investigator: Sharon Barton
Department: Dental Hygiene
Project title: Contract to conduct a 2-day Workshop on dental hygiene education.
Submitted to: DHEW
Agency No. DH 34121 6/29/73-11/30/73 \$ 5,825.

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Principal

Investigator: T. J. Bomberg, D.D.S.
Department: Restorative Dentistry
Project Title: Training in Expanded Auxiliary
Management
Submitted to: DHEW

7/1/74-6/30/76 262,664.

TOTAL 268,487

GRAND TOTAL \$ 1,351,920.

COLLEGE OF MEDICINE

Principal

Investigator: John Juers, M.D.
Department: Medicine
Project title: Bactericidal function of the
alveolar macrophage
Submitted to: DHEW

Time
Period

Amount

7/1/74-6/30/76 \$30,000.

COLLEGE OF DENTISTRY

Principal

Investigator: R. G. Hansen, D.D.S.
Department: Academic Affairs, College of Dentistry
Project title: Consortium for Continuing Education
Submitted to: DHEW

7/1/74-6/30/76 \$116,467.

UNIVERSITY OF OKLAHOMA HEALTH SCIENCES CENTER
GRANTS AND CONTRACTS ADMINISTRATION
CONTRACTUAL REPORT

Total New Grants and/or Contracts, December, 1973	\$ 43,900.00
Total Adjustments, December, 1973	<u>11,559.00</u>
Total New Business, December, 1973	\$ 55,459.00

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COLLEGE OF HEALTH AND ALLIED HEALTH PROFESSIONS

DECEMBER, 1973

Amount

Principal Investigator:	Chesney, A. P.	
Department:	Human Ecology	
Project Title	Alcoholism Services	
Submitted To:	Okla. State Dept. of Mental Health	
Agency Number:	OK MH Alcoholism	
Health Sciences		
Center Account No.:	C4101001	
Budget Period:	11/01/73 - 10/31/73	\$18,900.00
Principal Investigator:	Hardin, Neal H.	
Department:	Occupational Therapy	
Project Title:	Allied Health Special Improvement	
Submitted To:	DHEW, NIH	
Agency Number:	5D01 AH50585-02	
Health Sciences		
Center Account No.:	C1205402	
Budget Period:	7/1/73 - 6/30/74 ADJUSTMENT	\$ 6,366.00
Principal Investigator:	Hardin, Neal H.	
Department:	Dental Hygiene	
Project Title:	Allied Health Special Improvement	
Submitted To:	DHEW, NIH	
Agency Number:	5D01 AH 50586-02	
Health Sciences		
Center Account No.:	C1205502	
Budget Period:	7/1/73 - 6/30/74 ADJUSTMENT	\$ 1,361.00
Principal Investigator:	Hardin, Neal H.	
Department:	Nutrition & Dietetics	
Project Title:	Allied Health Special Improvement	
Submitted To:	DHEW, NIH	
Agency Number:	5D01 AH 50588-02	
Health Sciences		
Center Account No.:	C1205602	
Budget Period:	7/1/73 - 6/30/74	\$ 3,832.00
Principal Investigator:	Anderson, Paul	
Department:	Biostatistics & Epidemiology	
Project Title:	Cancer Control Program	
Submitted To:	SHEW - Natl Inst. of Health	
Agency Number:	NCI-NIH Griffith	
Health Sciences		
Center Account No.:	C2107001	
Budget Period:	11/1/73 - 10/31/74	\$ 25,000.00

President Sharp recommended that the President of the University or his designees be authorized to execute contracts on the pending proposals as negotiations are completed. The contract budgets may differ from the proposed amounts, depending upon these negotiations.

Approved on motion by Regent Santee.

V. Operations and Physical Plant

a. Affiliation Agreement - Children's Memorial Hospital

President Sharp requested and received unanimous consent to add to this agenda for consideration a revision of the Children's Memorial Hospital Affiliation Agreement. He said he was just in receipt of a letter from Mr. L. E. Rader, Director, Department of Institutions, Social and Rehabilitative Services, proposing the following as an amendment to Article III. Medical Staff Appointments, subsection d, of said Affiliation Agreement:

- d. The structure and organization of the medical staff of Children's Hospital will be developed by the Medical Director, the Chief of Staff, and Chiefs of Services, subject to the approval of the Commissioners of the Department as provided for in the Bylaws, Rules and Regulations of the Hospital.
 1. It is anticipated that originally the Director/Chief of Staff should be the same individual, however, nothing herein should be construed so as to prevent the Department from appointing a Chief of Staff separate and distinct from the office of Director.

President Sharp recommended approval of the amendment. Approved on motion by Regent Braly.

b. Major Capital Improvements Program Report

As shown on the following page, a report was presented to the Regents on major capital improvements projects now under construction and in various stages of planning on the Health Sciences Center Campus. No action was required.

C. Academic

I. Faculty Personnel Actions

a. Norman Campus Academic

LEAVES OF ABSENCE:

George W. Reid, Regents Professor and Professor of Civil Engineering and Environmental Science, dates for sabbatical leave of absence with full pay changed from January 16, 1974 to June 1, 1974; to September 1, 1974 to January 16, 1975.

Hubert W. Frings, David Ross Boyd Professor of Zoology, sabbatical leave of absence with full pay, September 1, 1974 to January 16, 1975. To work on a new book, revise two books now published and to read books and other publications.

Bruce I. Granger, Professor of English, sabbatical leave of absence with full pay, September 1, 1974 to January 16, 1975. To write a book.

Gary L. Thompson, Associate Professor of Geography, sabbatical leave of absence with full pay, January 16, 1975 to June 1, 1975. To travel in the USSR.

Roy James Percy, Associate Professor of English, sabbatical leave of absence with half pay, September 1, 1974 to June 1, 1975. To write and study.

Vijai K. Tripathi, Assistant Professor of Electrical Engineering, leave of absence without pay, January 16, 1974 to June 1, 1974. To gain semiconductor lab experience at Oregon State University.

APPOINTMENT:

Forrest Ted Hebert, continued as Assistant Dean, Graduate College: Europe and Director, Advanced Programs: Europe, rate of \$16,000 for 12 months, January 16, 1974 to July 1, 1974. E&G Budget, \$7,333 from page 269, position 6 and \$670 from page 270 position 7.

CHANGES:

Eugene F. Cates, deletion of title Associate Dean, College of Education, December 1, 1973. Retains title Associate Professor of Education. Changed from Academic and Administrative Staff to Academic.

Richard E. Hilbert, Professor of Sociology, salary changed from \$16,900 for 9 months to \$20,655 for 12 months, November 1, 1973. Increase from E&G Budget page 88, Maintenance and Equipment Budget.

Wilson Prickett, deletion of title Assistant Dean, College of Business Administration, December 1, 1973. Retains title Associate Professor of Finance.

Rodney Earl Evans, Associate Professor of Marketing, salary changed from \$16,000 for 9 months to \$19,555 for 12 months, December 1, 1973. \$675 of increase from E&G Budget page 215, position 2 and \$65 from E&G Budget page 143, position 7.

THE UNIVERSITY OF OKLAHOMA
OFFICE OF ARCHITECTURAL & ENGINEERING SERVICES

MAJOR CAPITAL IMPROVEMENTS PROGRAM

PROGRESS REPORT, JANUARY 1974.

PROJECTS IN VARIOUS STAGES OF PLANNING

Project	CMP Priority No.	Architect	Contract or Letter	Estimated Cost	Status
OKLAHOMA CITY CAMPUS					
Student Housing - Self Liquidating Bonds	- - -	Murray, Jones, Murray	C 10/20/71	5,647,070	The feasibility of this project is being reconsidered.
College of Health (School of Health)	5	Murray, Jones, Murray	C 07/23/70	10,000,000	Inactive. Funds have been transferred to the Biomedical Sciences Building Project.
Health Sciences Library (and Learning Resources Center)	6	Sorey, Hill, Binnicker	L 07/23/70	4,614,729	Inactive. Schematic plans have been completed.
College of Nursing Building	9	Murray, Jones, Murray	- - -	5,505,476	The construction grant application submitted to the U.S. Public Health Service on June 15, 1972 was approved. However, the project has not been funded.
Ambulatory Medical Clinics (Community Health Project/ University Clinics)	II A	Frankfurt, Short Emery, McKinley	- - -	2,400,000	Schematic design plans for this project have been completed.

THE UNIVERSITY OF OKLAHOMA
OFFICE OF ARCHITECTURAL & ENGINEERING SERVICES

MAJOR CAPITAL IMPROVEMENTS PROGRAM

PROGRESS REPORT, JANUARY 1974.

PROJECTS UNDER CONSTRUCTION

Project	CMP Priority No.	Architect	Contractor	Contract Award Date	Original Adjusted Completion Date	Original Current Contract Amount	Status (% complete)	Sources of Funds
OKLAHOMA CITY CAMPUS								
Steam & Chilled Water Plant (Central Power Plant)		Carnahan & Thompson Engineers; Turnbull & Mills, Architects	Kay Engr. Co.	11/09/70	03/27/72	<u>4,016,400</u> 4,343,286	99 %	Revenue Bonds
Remodeling & Renovation of Medical College Building	4	Noftsgger, Lawrence, Lawrence, Flesher	Novak Constr. Co.	03/09/72	09/28/72	364,957	99 %	Bond Funds
College of Dentistry, Addition to Basic Science Education Building	8	Frankfurt, Short, Emery, McKinley	Harmon Constr. Co.	09/14/72	08/14/73	1,439,786	99 %	Bond Funds
Interim Facilities Building for (Colleges of Dentistry & Nursing)	23 A	Jones, Hester, Bates Riek, Inc.	Construction Manager Walter Nashert & Sons	varies	11/01/72	675,069	99 %	Bond Funds
Parking Lot A		Shaw Associates	Lippert Bros. Inc.	10/12/72	12/11/72	<u>115,000</u> 203,215	95 %	
Steam & Chilled Water Plant Phase II, (Part I, Northeast Tunnel)		Carnahan & Thompson	Kay Engr. Co.	03/08/73	09/08/73	<u>365,497</u> 366,749	99%	Revenue Bonds
TIS Studio Renovation	15 (partial)	OUSHC Staff	J. Edwin Thomas, Inc.	02/08/73	07/28/73	16,400	99 %	Bond Funds
Steam & Chilled Water Plant Phase II (Part 2 West Tunnel and Plant Expansion)		Carnahan & Thompson	Kay Engr. Co.	09/17/73	08/13/74	2,866,258	40 %	Revenue Bonds
Biomedical Sciences Building	7	Wright & Selby	Lippert Bros. Inc.	08/27/73	1/13/76	8,700,500	5 %	Bond Funds Grants, DHEW
Dental Clinics (Dental Clinical Sciences Building)	10 (partial)	McCune & McCune	Rayco Construction Co.	12/13/73	12/17/75	6,786,271	1 %	Bond Funds Grant, DHEW
Laboratory Casework Dental Clinics	10 (partial)	McCune & McCune	Kitchen Interiors	12/13/73	12/17/75	474,000	0 %	Bond Funds Grant DHEW

RESIGNATION:

Dwight V. Swain, Professor of Journalism, January 1, 1974. Disability retirement.

Approved on motion by Regent Neustadt.

b. Tenure - N. S. Tzannes

President Sharp requested permission to add to this agenda for consideration at this time a matter pertaining to tenure for Dr. N. S. Tzannes. The Regents unanimously agreed to consider the matter at this time.

President Sharp made the following statements and recommendations:

1. Last April, having considered the negative recommendation of the School of Electrical Engineering, the negative recommendation of the three deans concerned, the negative recommendation of the Acting Provost, and the favorable report of the Academic Personnel Council, President Sharp said he would have recommended to the Regents that Dr. Tzannes be denied tenure. Since Dr. Tzannes had alleged that violations of his academic freedom had led to the negative recommendation of the School, President Sharp delayed his recommendation to the Regents in order to afford Dr. Tzannes the opportunity to present his case to the Faculty Appeals Board.

After conducting a lengthy formal hearing, the Hearing Committee of the Faculty Appeals Board presented its findings in the following report dated January 3, 1974:

Report of the Faculty Appeals Board
Formal Hearing Committee

In the Matter of Dr. Nicolaos S. Tzannes,
Associate Professor of Engineering

To the President of the University and the Board of Regents of the University:

I. Scope and Procedures of this Hearing.

This Formal Hearing Committee of the Faculty Appeals Board has been charged with one function only: to determine whether, in the processes of the tenure decision, the academic freedom of the complainant was violated. The committee does not, therefore, decide the wisdom of the decision but only its procedural fairness. It is possible that a department might deny tenure to a brilliant probationary candidate without in any way violating his academic freedom; such a case would not appear before this board.

Three preliminary points seem worth mention. First, the committee has assumed throughout its deliberations the procedures for granting tenure set forth by the Regents (cited in the Record of these deliberations, pp. 67-68).

Second, the committee has worked within the framework of specific formal charges submitted by counsel for Dr. Tzannes and later resubmitted in altered form after consultation with the Chairman and opposing counsel (see charges and amended charges, Record, pp. 34, 40). Third, the committee has kept in mind the rule of the Regents that the complainant in such a case must prove his charges by a preponderance of the evidence; he must establish not merely the possibility but the reality of a violation of academic freedom (Record, p. 74).

II. Academic Freedom and Tenure Decisions.

Since the present case turns upon alleged violations of academic freedom in a decision about tenure, it is obviously important to know what the limits of academic freedom may be and what the proper criteria for tenure are. During the hearings, both parties have at times implied definitions which would quickly settle this case but which the committee has found unsatisfactory. Before turning to the actual charges, therefore, it seems appropriate to state our own position on each of these two matters.

A. Academic Freedom. The University of Oklahoma acknowledges the right of faculty members to academic freedom and explicitly defines three areas of that freedom: teaching, research, and the extramural liberties of any citizen. Thus the instructor may teach all matters pertinent to his courses even when they are controversial or unpopular; he may do research in whatever areas of his discipline he chooses; and he may espouse whatever social and political causes he wishes within the limits of the law. Professor Tzannes does not charge any infringement upon his activities in these areas, and there is no evidence of infringement. Thus these particular and defined areas of academic freedom are extraneous to the present case.

The crucial question, therefore, is whether the concept of academic freedom also covers areas of faculty activity other than these three. In the opinion of this committee, there is in fact at least one further area of academic freedom which is both implicit in the present regulations and a precondition to their effectiveness: the right of legitimate dissent. A faculty member has and must have, without substantial penalties, the right to show in proper and legitimate ways his disagreement with university policies in an institution guided by the joint wisdom of faculty peers. To infringe upon the right of legitimate dissent, therefore, is to infringe upon academic freedom. This right seems to us implicit within two statements by the Regents. The first appears in section I.F. of their regulations:

Membership in the academic community imposes upon students, faculty members, administrators, and trustees an obligation to respect the dignity of others, to acknowledge their right to express differing opinions, and to foster and defend intellectual honesty, freedom of inquiry and instruction, and free expression on and off the campus....

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The second appears in their statement on academic responsibility of December 14, 1972:

The faculty member has a responsibility to his colleagues, deriving from common membership in a community of scholars. He must respect and defend the free inquiry of his associates. In the exchange of criticism and ideas he should show due respect for the opinions of others....

Thus the Regents note that any community of scholars depends upon the right to disagreement. The committee has acted upon this assumption.

B. Tenure Criteria. Our starting point has been the statement by the Regents in section II.E.1. of their regulations:

Committee A ... of each probationary faculty member's academic unit should keep itself informed of his performance in teaching, research, and University service, and the unit's recommendations should be based upon this performance, with due regard to the fact that the relative emphasis given the three criteria may differ widely.

By a narrow and rigid reading of this passage, one might conclude that only the three specified considerations may make up the tenure decision and that any individual who can show acceptable work in these fields will automatically receive permanent standing. The committee does not believe that the Regents intended so strict a construction or that such a view could be enforced. In the first place, the basic tenure decision stems from a secret vote by the candidate's peers, and the very existence of such a vote allows the voter to entertain whatever considerations he may or she may think relevant. In the second place, any tenure decision must take into account the long-range plans of the university as a whole. In the third place, such matters as compatibility of temperament necessarily affect an instructor's effectiveness in a given department and are thus also legitimate matters of concern in tenure decisions. As the American Association of University Professors has pointed out, in matters of faculty status the president and governing board should "concur with faculty judgment except in rare instances and for compelling reasons which should be stated in detail" (AAUP Policy Documents and Reports, 1973 edition, p. 38)--for example, an administrator whose field is eighteenth-century poetry is incompetent to judge the work of a theoretical physicist. Yet to exclude considerations other than a man's teaching, research, and service--unless one stretches very widely the term service--would do a grave disservice to the department and to the university as a whole.

In the present hearings, therefore, we have rejected the narrower interpretation in both cases and have assumed (1) that academic freedom covers the right to legitimate dissent and (2) that criteria for tenure should and must include matters other than the specified criteria of teaching, research, and service.

III. Findings on the Specific Charges.

Counsel for Dr. Tzannes makes really only three basic charges, though the first of these is expressed in various paragraphs. We shall therefore treat each of these in turn, giving the nature of the charge, our reasoning, and our conclusion.

A. The first charge alleges in substance (1) that the Dean of Engineering recommended and urged denial of tenure because of Dr. Tzannes's legitimate dissent from and disagreement with various actions and policies of the Electrical Engineering Department and (2) that this action was a violation of academic freedom which contributed significantly to the recommendation to deny tenure. (Charges, paragraph I; amended charges, paragraphs II and III).

The committee finds that Dr. Tzannes's expressions of dissent were sometimes ill advised, but most of us agree that they were not so improper as to forfeit the status of legitimate dissent. (Transcript, pp. 151-252, 937-968, 977-982, 986-990, 997-1077. Two of the seven committee members do believe, however, that the manner and form of his dissent exceeded the usual and customary grounds of propriety.) The committee agrees that Dr. Tzannes's dissent was a consideration in the Dean's decision to recommend and urge the denial of tenure. (Transcript, pp. 151-252, 265-281, 284-289, 301-304, 411-416). In view of the fact that a secret vote by the faculty had already recommended a denial of tenure, however, the committee believes that the Dean's action did not contribute significantly to the final decision. (Transcript, pp. 394-396, 416-419).

Therefore, the committee finds that this charge is NOT PROVED.

B. The second charge alleges in substance (1) that the Dean of Engineering exerted improper influence upon two faculty members within the Electrical Engineering Department on the day of the tenure vote and (2) that this action was a violation of Dr. Tzannes's academic freedom which contributed significantly to the recommendation to deny tenure. (Amended charges, paragraph IV).

While it does not violate a probationary candidate's academic freedom for the Dean to advise other faculty members individually about a proper tenure decision, the manner in which it is given may render such advice inappropriate. Also grossly improper means or manner--such as, say, implied bribery or implied threats for non-compliance--might well constitute a violation of academic freedom.

The committee agrees unanimously that the Dean's action in this case was inappropriate. The discussions with each of the two faculty members were held individually in the Dean's own office at his request in the morning of the day of the tenure vote. Neither faculty member had any doubt about the Dean's own wishes in the coming vote, even though the discussion of tenure considerations was general. (Transcript, pp. 257-264, 404-407, 421, 447-448, 451-455).

Comments made under circumstances which can be construed as attempts to influence or to control faculty votes on the tenure of a given individual seem neither appropriate nor (sic) necessary, since the Dean makes his own independent recommendation in each tenure case. (Transcript, pp. 458-462). In any event, however, this improper advice had no effect on the actual tenure vote, since each of the two faculty members testified that he voted according to the dictates of his own conscience. (Transcript, pp. _-).

Therefore, the committee finds that the charge is NOT PROVED.

C. The third charge alleges in substance (1) that the Director of the Electrical Engineering Department prepared and used an analysis which misrepresented Dr. Tzannes's record in research and service and (2) that this action constituted a violation of his academic freedom which contributed significantly to the recommendation to deny him tenure. (Paragraph VI, amended charges).

The committee agrees that the Director did prepare an analysis of Dr. Tzannes's record in teaching, research, and service (identified in the Transcript as exhibit T-11) for use before the hearing of the Academic Personnel Council. The committee also agrees that his analysis contained significant misinformation about Dr. Tzannes's research and service: miscalculations of books and articles, inexact estimates of refereed journals, incorrect reports of performance on committees, and others (Transcript, pp. 513-516, 526-628, 657-710, 727-753, 756-777, 810, 853-864, 891-899, 909-910). Yet the complainant has not proved that these errors influenced the original tenure decision, which took place some time before that analysis was prepared. The evidence does not prove that this misinformation was similar in content or in form to whatever information was used earlier by the Director in his discussions with other administrators about the original tenure decision. (Transcript, pp. 516-517, 523-526, 183-186). Certainly the misinformation did not significantly influence the Academic Personnel Council, since that body reached a decision strongly favorable to Dr. Tzannes. (Exhibit T-13).

Therefore, the committee finds that this charge is NOT PROVED.

IV. Conclusion.

For the reasons stated the Committee has found no violation of academic freedom which contributed significantly to the final recommendation not to grant tenure to Dr. Tzannes.

Dated this 3rd day of January, 1974.

/s/ Dwight Morgan
Dwight Morgan, Chairman

/s/ Hugh G. MacNiven
Professor Hugh G. MacNiven

/s/ J. B. Clark
Professor James B. Clark

/s/ Albert F. Staples
Professor Albert F. Staples

/s/ David P. French
Professor David P. French

/s/ A. J. Weinheimer
Professor Alfred J. Weinheimer

/s/ Herbert R. Hengst
Professor Herbert R. Hengst

A portion of the transcript of the hearing was available for the information of the Regents. President Sharp and Counsel Tucker reported that Dr. Tzannes, his attorney, and Dr. Paul David had waived the requirement that the entire transcript be available.

President Sharp said the findings of the Hearing Committee of the Faculty Appeals Board are that none of the charges of violation of Dr. Tzannes' academic freedom was proved. President Sharp therefore recommended that Dr. N.S. Tzannes, Associate Professor of Electrical Engineering, be denied tenure.

2. During the eight months consumed by the appeals procedure Dr. Tzannes could not devote substantial time to seeking another position. Hence, considerations of equity have led the Dean of Engineering to recommend that Dr. Tzannes be given a one-year, terminal appointment for the academic year 1974-75 at his current salary and at the rank of Associate Professor of Engineering. President Sharp recommended approval of this one-year, terminal appointment.

President Sharp's recommendations were approved on motion by Regent Santee.

D. Finance and Management

I. Non-Academic Personnel

a. Educational and General and Agency Budgets

CHANGES:

Chris Lowell Brown, title changed from Executive Secretary to Regional Director of Alumni Relations, December 3, 1973. Changed from Administrative Staff to Professional Staff.

Kenneth Robert Burns, title changed from Purchasing Agent, Office of Research Administration, to Buyer, Purchasing Department, December 1, 1973. Changed from Administrative Staff to Professional Staff.

Tony Burns, Manager, Swearingen Research Park, salary changed from \$8,000 (with apartment in Swearingen Research Park) to \$11,000 (without apartment) for 12 months, January 1, 1974. Funds available in Swearingen Research Park.

Betty J. Chase, title changed from Program Development Specialist, Preventive Psychiatry, to Program Development Specialist, Nurses Training, Health Studies Program, salary changed from \$5.76 per hour, .10 time, to \$12,000 for 12 months, full time, December 1, 1973. Professional Staff. Paid from E&G Budget page 293, position 6.

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Robert Stanley Checorski, title changed from Director, Research Graphics Services, to Manager, University Graphics Service, December 1, 1973. Changed from Administrative Officer to Administrative Staff.

Edward Michael Mullally, title changed from Assistant Executive Secretary to Regional Director of Alumni Relations, December 3, 1973; given additional title of Staff Coordinator for Stadium Expansion Program, paid additional \$125 per month, October 1, 1973 to July 1, 1974. Funds for increase will be transferred from the Foundation.

Gary L. Smith, title changed from Acting Internal Auditor to Internal Auditor, Norman Campus and Health Sciences Center, salary increased from \$16,000 to \$19,000 for 12 months, January 1, 1974. Administrative Officer. \$13,300 from E&G Budget page 45, position 1 and \$5,700 from Health Sciences Center Budget.

Approved on motion by Regent Brett.

b. Grants and Contracts

APPOINTMENTS:

Gordon Russell Jackson, Course Moderator, FAA Management Training School, rate of \$12,500 for 12 months, December 3, 1973 to July 1, 1974. Professional Staff. Paid from 157-210.

Nelvina C. McKee, Course Moderator, FAA Management Training School, rate of \$12,500 for 12 months, December 1, 1973 to July 1, 1974. Professional Staff. Paid from 157-210.

Garland W. McNutt, Field Consultant, Health Studies Program, rate of \$14,400 for 12 months, December 1, 1973 to April 1, 1974. Professional Staff. Paid from 157-740.

Richard C. Rescorla, Director, Juvenile Personnel Training Program, rate of \$14,500 for 12 months, December 17, 1973 to June 1, 1974. Professional Staff. Paid from 152-560.

Clarence Gail Thorsen, Project Director, WIN/OJT Project, Public Responsibility and Community Affairs, \$14,500 for 12 months, December 10, 1973 to December 10, 1974. Administrative Staff. Paid from 157-300.

CHANGES:

Leila M. Barfield, Course Moderator, FAA Management Training School, salary increased from \$12,500 to rate of \$13,000 for 12 months, January 1, 1974 to July 1, 1974. Increase from 157-210.

James Edward Ellis, Associate Director, FAA Management Training School, salary increased from \$21,500 to rate of \$22,000 for 12 months, January 1, 1974 to July 1, 1974. Increase from 157-210.

January 10, 1974

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Richard Clare Gardner, title changed from Program Development Specialist to Supervisor of Training, FAA Management Training School, salary increased from \$17,000 to rate of \$17,500 for 12 months, January 1, 1974 to July 1, 1974. Increase from 157-210.

Leroy Cosby Land, Deputy Project Director, Post Office Programs, salary increased from \$17,400 to rate of \$18,400 for 12 months, January 1, 1974 to July 1, 1974. Increase from 157-221.

Theodore Maxwell Raley, Program Development Specialist, Post Office Programs, salary increased from \$16,000 to rate of \$17,000 for 12 months, January 1, 1974 to July 1, 1974. Increase from 157-221.

Bobby Wardell Rushing, Media Specialist, FAA Management Training School, salary increased from \$10,500 to rate of \$11,000 for 12 months, January 1, 1974 to July 1, 1974. Increase from 127-210.

Sarah Jane Smith, Course Moderator, FAA Management Training School, salary increased from \$12,500 to rate of \$13,000 for 12 months, January 1, 1974 to July 1, 1974. Increase from 157-210.

Opal Thurman, title changed from Course Moderator to Senior Course Moderator, FAA Management Training School, salary increased from \$13,000 to rate of \$14,000 for 12 months, January 1, 1974 to July 1, 1974. Increase from 157-210.

RESIGNATIONS:

Hubert Arthur Bahr, II, Program Development Specialist, Post Office Programs, November 1, 1973.

James Russell Buntyn, Sr., Director, Field Artillery Research Office, Office of Research Administration, November 29, 1973.

Larry Gene Greenwell, Senior Information Analyst, Office of Research Administration, November 12, 1973.

Herbert B. Lewis, Senior Course Moderator, FAA Management Training School, November 15, 1973.

Richard D. A. Russell, Senior Course Moderator, FAA Management Training School, December 24, 1973.

152-560 - Juvenile Personnel Training
157-210 - FAA Management Training School
157-221 - Post Office Programs
157-300 - WIN/OJT Programs
157-740 - Health Studies Program

Approved on motion by Regent Brett.

II. Budgets

a. Summer Session Budget

The following is a summary of the proposed budget for the 1974 summer session:

Budget for June - 1974*	\$364,945.39
Proposed Program - June 1974	357,348.96
Proposed Program - July 1974	356,579.49
TOTAL FOR 1974 - PROPOSED	\$713,928.46

*Projected Balance as of 11/30/1973

SUMMER SESSION BUDGET - 1974

<u>YEAR</u>	<u>JUNE</u>		<u>JULY</u>	<u>TOTAL</u>
1974	\$193,944.52		\$190,866.72	\$384,811.24
1973	180,307.19	<u>ARTS AND SCIENCES</u>	175,577.55	355,884.74
1974	36,711.12		36,711.12	73,422.24
1973	31,762.05	<u>BUSINESS ADMINISTRATION</u>	32,373.15	64,135.20
1974	11,655.46		12,433.24	24,088.70
1973	12,870.68	<u>EDUCATION</u>	15,084.35	27,955.03
1974	32,888.89		34,263.89	67,152.78
1973	29,872.16	<u>ENGINEERING</u>	33,180.50	63,052.66
1974	45,290.20		45,290.20	90,580.40
1973	36,942.40	<u>FINE ARTS</u>	42,836.24	79,778.64
1974	4,260.00		4,260.00	8,520.00
1973	4,799.99	<u>ARCHITECTURE</u>	4,799.99	9,599.98
1974	877.78		877.78	1,755.56
1973	- 0 -	<u>AVIATION</u>	- 0 -	- 0 -
1974	4,044.45		4,044.45	8,088.90
1973	3,844.33	<u>HUMAN RELATIONS</u>	3,844.33	7,688.66

SUMMER SESSION BUDGET - 1974 (Continued)

<u>YEAR</u>	<u>JUNE</u>		<u>JULY</u>	<u>TOTAL</u>
1974	8,665.08		8,665.08	17,330.16
1973	7,811.01	<u>LIBRARY SCIENCE</u>	8,411.01	16,222.02
1974	6,358.13		6,358.13	12,716.26
1973	6,098.98	<u>PHARMACY</u>	6,098.98	12,197.96
1974	8,675.55		8,831.11	17,506.66
1973	5,636.87	<u>BIOLOGICAL SURVEY</u>	8,136.87	13,773.74
1974	3,977.78		3,977.78	7,955.56
1973	3,800.00	<u>STOVALL MUSEUM</u>	3,800.00	7,600.00
		<u>GRAND TOTALS</u>		
1974	\$357,348.96		\$356,579.49	\$713,928.46
1973	355,884.53*		336,476.30	692,360.83

*Grand Total for 1973 includes: College of Law
International Programs
These programs are not included in the 1974 Summer Session Budget.

President Sharp called attention to the fact that personnel appointed to serve during the summer session no longer require Regents' action as long as funds are included in the budget.

President Sharp recommended approval of the 1974 summer session budget as shown.

Approved on motion by Regent Neustadt.

VI. Purchases

a. Condenser Tubes

President Sharp said the following bids have been received through Central Purchasing for 1000 Condenser Tubes for the 1000 ton Carrier centrifugal compressor:

Carrier Air Conditioning Company Oklahoma City	\$10,220
Natkin Service Company Oklahoma City	\$17,720

Payment will be made from Physical Plant Account 147-201.

President Sharp recommended the award be made to Carrier Air Conditioning Company.

Approved on motion by Regent Neustadt.

b. Fuel Oil Tanks

The details of the original order to American Tank and Construction Co., and the subsequent order to Rose Equipment Co. for the purchase of 8 fuel tanks was presented at the December meeting. The Board authorized purchasing the tanks from Rose Equipment and requested the administration to look into the status of the American Tank performance bond. Our Purchasing Office reports as follows:

"As to a performance bond, there was none. When we first mentioned to Central Purchasing the possibility of action against the performance bond of American Tank and Construction Co. the answer was to the effect nothing could be accomplished by any legal action because of the shortage of labor, steel, etc. We were not told there was no performance bond.

After learning of the decision of the Board of Regents for follow-up on the order, we again contacted Central Purchasing to determine if American Tank and Construction Co. had a performance bond posted. We were then informed that, although it had been the practice in the past to require a performance bond of \$1,000 from all companies doing business with the state, this had been discontinued for Oklahoma manufacturers.

We were later informed by the buyer who placed the order he had discussed possible legal action against American Tank and Construction Co. with Mr. Hal Hefner, Director of Purchasing, and was told in essence that (1) the order was placed by Central Purchasing therefore the contract was with the Board of Affairs; (2) if any legal action was taken it would have to be by the Board of Affairs; (3) he (Mr. Hefner) would not consider any action against the vendor."

Regent Braly said he thinks we should determine whether we are going to continue placing bids with Central Purchasing; that we should have a system whereby we can require performance bonds and have some assurance that the vendor is going to perform. Regent Huffman said the policy of the Board of Regents for a number of years has been that the University should make purchases through Central Purchasing whenever feasible and possible.

In response to a question from the Board, Dr. Tucker said there is no requirement that the University of Oklahoma use Central Purchasing. The policy of the Board, as indicated by Regent Huffman, is that purchases be made through Central Purchasing when possible and feasible.

Regent Braly requested Legal Counsel to look into the possibility of the University bringing action against American Tank Company in this matter and report back to the Board at the next meeting.

VII. Project Financing

a. Proposal, Contract and Grant Report

The following is a summary of proposals for contracts and grants for the Norman Campus of the University for December, 1973. Also reported is a list of all contracts executed during the month of December on proposals previously reported.

UNIVERSITY OF OKLAHOMA GRANTS AND CONTRACTS ADMINISTRATION

PROPOSAL REPORT

December 1973 - New Proposals	Amount
<u>ARTS AND SCIENCES</u>	
Social Work Contract with DISRS OU Proposal Number: 00655 Principal Investigator: F. J. Peirce Department: Social Work Submitted to: DISRS	\$ 79,555.00
Empty and Wild Areas of Oklahoma OU Proposal Number: 00656 Principal Investigator: M. Baker Department: Geography Submitted to: National Science Foundation	16,732.00
Attitudes and Care of the Elderly in Indian Communities OU Proposal Number: 00657 Principal Investigator: D. Gordon Department: Anthropology Submitted to: National Science Foundation	14,550.00
Undergraduate Research Participation OU Proposal Number: 00659 Principal Investigator: L. Hill Department: Biological Station Submitted to: National Science Foundation	12,880.00

January 10, 1974

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UNIVERSITY COMMUNITY

Special Services - Project Threshold '74 112,500.00
OU Proposal Number: 00660
Principal Investigator: E. Holmes
Department: Threshold
Submitted to: DHEW - Office of Education

Upward Bound 73,000.00
OU Proposal Number: 00661
Principal Investigator: G. Noley
Department: Threshold
Submitted to: DHEW - Office of Education

PHARMACY

Health Professions Special Projects Grant 53,387.00
OU Proposal Number: 00662
Principal Investigator: C. W. Blissitt
Department: Pharmacy
Submitted to: DHEW - National Institutes of Health

COLLEGE OF ENGINEERING

Physical and Chemical Analysis of a Hazardous Waste Disposal Site \$ 8,460.00
OU Proposal Number: 00658
Principal Investigator: C. Metcalf
Department: Civil Engineering & Environmental Sciences
Submitted to: National Science Foundation

OKLAHOMA CENTER FOR CONTINUING EDUCATION

Civil Defense 73,657.50
OU Proposal Number: 00663
Principal Investigator: W. Osburn
Department: Civil Defense
Submitted to: Defense Civil Preparedness Agency

Non-Profit Indian Community Evolvment Project 92,763.36
OU Proposal Number: 00664
Principal Investigator: I. Eyster
Department: SW Center for Human Relations Studies
Submitted to: DHEW - Office of Education

Institute for Teachers in Desegregated Schools in Oklahoma City 203,523.84
OU Proposal Number: 00665
Principal Investigator: I. Eyster
Department: Southwest Center for Human Relations Studies
Submitted to: DHEW - Office of Education

January 10, 1974

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Institute for Teachers in 10 Selected Desegregated Schools
in Oklahoma 200,635.92

OU Proposal Number: 00666

Principal Investigator: I. Eyster

Department: SW Center for Human Relations Studies

Submitted to: DHEW - Office of Education

Teacher Training Institute for Teachers of American Indians 149,128.00

OU Proposal Number: 00667

Principal Investigator: I. Eyster

Department: SW Center for Human Relations Studies

Submitted to: DHEW - Office of Education

Total New Proposals - December 1973 \$1,090,772.62

Arts and Sciences 123,717.00

University Community 185,500.00

Pharmacy 53,387.00

Engineering 8,460.00

Oklahoma Center for Continuing Education 719,708.62

\$1,090,772.62

OFFICE OF RESEARCH ADMINISTRATION

PROPOSAL REPORT

New Proposals Submitted - December, 1973

Amount

74P056

74,672.00

Fred Shellabarger, Environmental Design

Federal Power Commission

January 1, 1974 through December 31, 1974

Visual Impact of Transmission Lines

74P057

20,000.00

Arnulf P. Hagen, Chemistry

ACS-PRF

September 1, 1974 through August 31, 1976

High Pressure Desulfination of Coal

74P058

151,571.00

Arnulf P. Hagen, Chemistry

ARO-Durham

June 1, 1974 through May 31, 1977

High Pressure Synthesis of Inorganic and
Organometallic Compounds

January 10, 1974

12711

74P059 151,571.00
Arnulf P. Hagen, Chemistry
DOD-AFOSR
June 1, 1974 through May 31, 1977
High Pressure Synthesis of Inorganic and
Organometallic Compounds

74P060 30,000.00
Richard G. Fowler, Physics
NASA
February 1, 1974 through September 30, 1974
Study of Fluid Physics and Thermodynamics
Experiments in Space

74P061 17,000.00
James B. Freim, Aerospace
NSF
April 1, 1974 through September 30, 1975
Application of a D. C. Glow Discharge for
Sintering UO₂

74P062 17,000.00
R. Leon Leonard, Aerospace
NSF
April 1, 1974 through September 30, 1975
The Use of an Infrared Laser to Transmit Solar
Power from Space

New Proposals Submitted - December, 1973

Amount

74P063 17,000.00
Carl E. Locke, Chemical Engineering
NSF
April 1, 1974 through September 30, 1975
Inhibition of Crystallinity in Blends and Graft
Copolymers Containing Poly(vinylidene fluoride)

74P064 1,330.00
James C. Gillingham, Zoology
Charles C. Carpenter, Advisor
NSF
May 1, 1974 through May 1, 1975
Comparative Reproductive Behavior of North
American Rat Snakes, Genus Elaphe

January 10, 1974

12712

74P065 12,800.00
Juneann W. Murphy, Botany and Microbiology
Research Corporation
September, 1974 through September, 1975
Biological and Chemical Evaluation of a Skin
Test Antigen for Cryptococcosis

74P066 17,000.00
John W. Stoughton, Electrical Engineering
NSF
April 1, 1974 through September 30, 1975
Application of Signal Perturbation Techniques for
Enhancing Intelligibility in Digital Voice
Communication

74P067 17,000.00
Jeffrey G. Witwer, Aerospace
NSF
April 1, 1974 through September 30, 1975
A Study of Hydrogen Production from Windpower

74P068 11,298.00
Robert J. Block, Chemical Engineering
Western Electric Company
January 1, 1974 through December 31, 1974
Improved Surface Treatments for 238 Contacts

74P070 246.50
Gaylin L. Nickell, Botany and Microbiology
Society of Sigma Xi
January 1, 1974 through June 1, 1974
Carboxylation Pathway Survey of the Vegetation
of Tall-Grass Prairies in Oklahoma

TOTAL NEW PROPOSALS

\$538,488.50

Renewal Proposals Submitted - December, 1973

Amount

1858 123,800.00
Sherril D. Christian, Chemistry
NSF
June 1, 1974 through June 1, 1977
Effects of Solvents on Physical Properties
of Molecular Complexes

1860 83,438.00
Gordon Atkinson, Chemistry
NSF
July 1, 1974 through June 30, 1977
Ultrasonic Investigation of Polyelectrolyte
Solutions

January 10, 1974

12713

1915

29,774.00

Richard W. Leu, Botany and Microbiology
American Lung Association
July 1, 1974 through June 30, 1976
Immune Modulation of Macrophage Function

TOTAL RENEWAL PROPOSALS

\$237,012.00

Informal Proposals Submitted - December, 1973

74P069

2,538.00

Executive Director, ORA
FAA
December 17, 1973 through April 30, 1974
Followup Study Comparing 850 ATC Trainees
Possessing Previous Military Experience
as ATCs and 850 Trainees Who Had No Previous
ATC Experience

74P071

2,707.00

Executive Director, ORA
FAA
December 17, 1973 through June 1, 1974
Amassing, Scoring, Converting and Reduction
of Complex Human Performance Data

74P072

2,538.00

Executive Director, ORA
FAA
January 2, 1974 through April 30, 1974
Rostering of Supervisory Effectiveness Survey
Forms

TOTAL INFORMAL PROPOSALS

\$7,783.00

TOTAL ALL PROPOSALS SUBMITTED - \$783,283.50

Proposal Rejections Received - December, 1973

Amount

73P122

52,368.00

Robert S. Levinson, Pharmacy
HEW-NIH
January 1, 1974 through December 31, 1975
Pathological Implications of Bioaggregation
Processes

January 10, 1974

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73P144 Ralph A. Jacobson, Chemistry HEW-PHS January 1, 1974 through December 31, 1975 Function of RNA Polymerases in Morphogenesis	87,363.00
73P153 Casey P. Robinson, Pharmacology HEW-PHS May 1, 1974 through April 30, 1977 Vascular Changes in Hypertension	146,527.00
74P002 Robert F. Weiss, Psychology NSF November 1, 1973 through November 1, 1975 Social Facilitation	99,100.00
74P009 C. M. Sliepcevich, Flames Lab DOT October 1, 1973 through April 30, 1974 A Study of the Technology and Current Practices for Transporting, Transferring and Storing Liquefied Natural Gas	73,805.00
74P058 Arnulf P. Hagen, Chemistry ARO-Durham June 1, 1974 through May 31, 1977 High Pressure Synthesis of Inorganic and Organomettalic Compounds	151,571.00
<hr/>	
TOTAL PROPOSAL REJECTIONS	<u>\$610,734.00</u>

UNIVERSITY OF OKLAHOMA
GRANTS AND CONTRACTS ADMINISTRATION

CONTRACTUAL REPORT

New Contracts - December 1973	Amount
152-802 Business Administration Champlin Oil Company Lawrence Fisher College of Business Administration Scholarship Account	\$2,000.00
	<hr/>

January 10, 1974	12715
Total New Contracts - December 1973	\$ 2,000.00
Total New Modifications - December 1973	33,598.61
Total New Business - December 1973	\$35,598.61
Modifications - December 1973	Amount
155-571	\$32,600.00
Civil Defense	Extended to 12-31-73
Defense Civil Preparedness Agency	
Civil Defense University Extension Program	
W. Osburn	
155-579	(2,967.39)
Civil Defense	
Defense Civil Preparedness Agency	
Career Development - Phase I	
W. Osburn	
152-703	3,975.00
Graduate College	Extended to 5-31-74
Ford Foundation	
Doctoral Fellowships for American Indians	
Arthur Gentile	
153-109	(3,767.75)
Microbiology	
DHEW - National Institutes of Health	
Allied Health Professions Advanced Traineeship Program	
G. Cozad	
153-110	3,767.75
Microbiology	
DHEW - National Institutes of Health	
Allied Health Advanced Traineeship Medical Technology	
G. Cozad	
Modifications - December 1973	<hr/> \$33,598.61

January 10, 1974

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OFFICE OF RESEARCH ADMINISTRATION

Norman, Oklahoma

CONTRACTUAL REPORT

New Contracts and Grants - December, 1973

Amount

1969 158-357

OPEN

Mr. Jack L. Morrison, Oil Information Center
General Services Administration
GS-00C-00171

November 5, 1973 through June 30, 1974
Data Processing Equipment and Software

1970 158-606

5,208.00

Mr. Ronald C. Corbyn, Oklahoma Archaeological Survey
State of Oklahoma, Oklahoma Conservation Commission
Letter Agreement dated November 30, 1973

March 1, 1974 through March 29, 1974

Archaeological Survey of the Pott-Sem Turkey Creek
Watershed Project Area

TOTAL NEW CONTRACTS/GRANTS

\$5,208.00

Modifications - December, 1973

Amount

1799 158-350

Dr. Claude E. Duchon, Meteorology
NCAR

NCAR 183-71 (Prime Contract NSF C460)

Extend time to February 28, 1974

Interaircraft Calibration Experiment

1865 156-125

Dr. Robert L. DuBois, Geology and Geophysics
NSF

GA-34110

Extend time to October 31, 1974

Studies of Secular Variation by Archeomagnetic
Methods

1910 158-402

Dr. William E. Bittle, Anthropology
NEH

RO-7783-73-193

Extend time to June 30, 1974

The Plains Indian Farming Experience

Approved on motion by Regent Brett.

G. Operations and Physical Plant

I. New Construction

a. Major Capital Improvements Program Report

As shown on the following pages, a report was presented to the Regents on major capital improvements projects now under construction and in various stages of planning on the Norman Campus. No action was required.

IV. Contracts and Agreement

a. Cable Television Agreement

President Sharp said an agreement between the University and Norman Cable T.V. Inc. has been proposed. Norman Cable T.V. Inc. filed a proposal and application in September with the City of Norman to build, construct, operate and maintain a cable television system within the City of Norman which included a proposal for a cable television system for the University of Oklahoma.

Norman Cable T.V. has set aside three channels for University use. Although the OU system will be separable from the City system, most of the signals will be shared. Programming from CNOR, for instance, will be carried on the University's system. Conversely, much of the programming originated at the University, whether from its hub location (OCCE) or otherwise, will also be available to City subscribers. Although it is unknown at this time just what the nature and extent of this shared programming will be, Norman Cable T.V. foresees the development of off-campus accredited college courses for those in the community desirous of expanding their educational background; the sharing of events of special interest (e.g., sports, college plays, and seminars); and an increase in the general awareness of the University's growth and development.

The Norman City Council has granted to Norman Cable T.V. Inc. the right to construct, erect, operate and maintain a community antenna television system in the City and this franchise has been approved by a majority of the qualified electors in Norman.

The agreement between the University and Norman Cable T.V. will grant to them the right to construct, erect, operate and maintain a system of poles, wires, cables, underground conduits, manholes and other television conductors and fixtures necessary for the maintenance and operation of a community antenna television system in, upon, along, across, above, over and under the streets, alleys, ways and public grounds situated upon the Norman Campus of the University for the purpose of transmitting, distributing and selling to subscribers a community antenna television system for all purposes for which it may be used to the University and to the public generally for a period commensurate with the franchise period granted by the City of Norman.

THE UNIVERSITY OF OKLAHOMA
OFFICE OF ARCHITECTURAL & ENGINEERING SERVICES.

PROGRESS REPORT, JANUARY 74.

MAJOR CAPITAL IMPROVEMENTS PROGRAM

PROJECTS UNDER CONSTRUCTION

Project	Architect	Contractor	Contract Award Date	Original Adjusted Completion Date	Original Current Contract Amount	Status (% complete)	Sources of Funds
NORMAN CAMPUS							
Research & Manuf. Hangar	Office of Facilities Planning	Satellite Constr.	07/21/70	01/15/70	<u>185,000</u> 187,000	99%	OU DA
Renovation III, Couch Center South Tower	Shaw & Shaw	Constructors, Inc.	03/27/72	07/01/72	203,960	99%	OU DA
Carnegie Renovation	A. & E. Services	Walter Nashert & Sons, Construction Manager	11/8/73	01/15/74	<u>87,000</u> 117,000	50 %	Section 13
Lloyd Noble Center	Sorey, Hill, Binnicker	Rayco Constr. Co.	01/11/73	<u>01/10/75</u> 01/22/75	<u>4,929,000</u> 5,094,298	29 %	Student Facilities System Bond of 1971
Hester-Robertson Physical Sciences Center Renovations	Nusbaum & Thomas	Walter Nashert & Sons, Construction Manager	Varies	12/01/73	604,986	99 %	Housing and other Auxillary Funds Section 13 and New Col. Funds.
Jefferson House & Dining Hall Air Conditioning	Don Bass & Assoc.	Barbour & Short Const. Company	06/12/73	11/19/73	241,517	90 %	Athletic Department
Outdoor Swimming Pool	Fritzler, Knoblock Furry	Constructors, Inc.	10/04/73	03/28/74	299,265	10 %	Bureau of Outdoor Recreation Murray Case Sells Bldg. Funds. E.A. Walker Estate Resources & Other Aux. Res.
Buchanan Hall Renov.	A. & E. Services	Physical Plant	06/15/73	02/01/74	227,000	45 %	Section 13 and New College Funds.
Cross Center Apartments (Phase I)	A. & E. Services	Barbour & Short Const. Mgr.	Varies	03/01/74	180,000	-0-	Department of Housing Reserves.

THE UNIVERSITY OF OKLAHOMA
OFFICE OF ARCHITECTURAL & ENGINEERING SERVICES.

MAJOR CAPITAL IMPROVEMENTS PROGRAM

PROGRESS REPORT, JANUARY 74.

PROJECTS IN VARIOUS STAGES OF PLANNING

Project	CMP Priority No.	Architect	Contract or Letter	Estimated Cost	Status
NORMAN CAMPUS					
Richards Hall Renovation	1	--	--	562,000.00	--
Richards Hall Fixed Equipment	2	--	--	110,120 .00	--
Richards Hall Movable Equipment	3	--	--	167,015 .00	--
Old Science Hall Renovation	4	--	--	278,000.00	--
Old Science Hall Fixed Equipment	5	--	--	68,202.00	--
Gittinger Hall Renovation	6	--	--	367,000.00	--
Gittinger Hall Fixed Equipment	7	--	--	5,298.00	--
Gittinger Hall Movable Equipment	8	--	--	1,803.00	--
Kaufman Hall Renovation	9	--	--	430,600.00	--
Kaufman Hall Fixed Equipment (includes TBT Equipment)	10	--	--	49,798.00	--
Kaufman Hall Movable Equipment	11	--	--	3,861.00	--
Felgar Hall Renovation	12	--	--	805,000.00	--
Felgar Hall Fixed Equipment (includes TBT equipment)	13	--	--	18,152.00	--
Felgar Hall Movable Equipment	14	--	--	5,151 .00	--
Oklahoma Memorial Stadium/College of Environmental Design	15	--	--	544,500.00	--
College of Environmental Design Fixed Equipment	16	--	--	55,011 .00	--
College of Environmental Design Movable Equipment	17	--	--	41,406.00	--

THE UNIVERSITY OF OKLAHOMA
OFFICE OF ARCHITECTURAL & ENGINEERING SERVICES

MAJOR CAPITAL IMPROVEMENTS PROGRAM

PROGRESS REPORT, JANUARY 74.

PROJECTS IN VARIOUS STAGES OF PLANNING

Project	CMP Priority No.	Architect	Contract or Letter	Estimated Cost	Status
NORMAN CAMPUS					
Nielson Hall Renovation	18	--	--	496,000.00	--
Nielson Hall Fixed Equipment	19	--	--	7,157.00	--
Nielson Hall Movable Equipment	20	--	--	210,000.00	--
DeBarr Hall Renovation	21	--	--	649,000.00	--
DeBarr Hall Fixed Equipment	22	--	--	498,089.00	--
DeBarr Hall Movable Equipment	23	--	--	177,737.00	--
Gould Hall Renovation	24	--	--	719,800.00	--
Burton Hall Renovation	25	--	--	368,000.00	--
Engineering Lab. Renovation	26	--	--	116,300.00	--
Engineering Lab. Fixed Equipment	27	--	--	3,132.00	--
Engineering Lab. Movable Equipment	28	--	--	5,370.00	--
Pharmacy Building Renovation	29	--	--	225,000.00	--
Pharmacy Building Fixed Equipment	30	--	--	17,260.00	--
Jacobson Hall Renovation	31	--	--	153,500.00	--
Carpenter Hall Renovation	32	--	--	261,500.00	--
Holmberg Hall Renovation	33	--	--	255,500.00	--
Carnegie Hall Renovation	34	--	--	136,000.00	--
Womens Building Renovation	35	--	--	140,400.00	--
Adams Hall Modifications	36	--	--	30,200.00	--

THE UNIVERSITY OKLAHOMA
OFFICE OF ARCHITECTURAL & ENGINEERING SERVICES

MAJOR CAPITAL IMPROVEMENTS PROGRAM

PROGRESS REPORT, JANUARY 74.

PROJECTS IN VARIOUS STAGES OF PLANNING

Project	CMP Priority No.	Architect	Contract or Letter	Estimated Cost	Status
NORMAN CAMPUS					
Adams Hall Fixed Equipment	37	--	--	30,348.00	--
Nuclear Engineering Lab. Modifications	38	--	--	32,000.00	--
Main Campus Water Well	39	--	--	25,000.00	--
Separation of O.U. water system from Norman system.	40	--	--	50,000.00	--
South Oval Improvements	41	--	--	250,000.00	--
South Perimeter Improvements	42	--	--	135,000.00	--
North Perimeter Improvements	43	--	--	210,000.00	--
Student Union-Monnet Hall Area Improvements	44	--	--	36,000.00	--
Old Science Hall Area Improvements	45	--	--	32,000.00	--
Hester-Robertson-Kaufman Hall Area Improvements	46	--	--	45,000.00	--
Oklahoma Memorial Stadium Tennis Courts Improvements	47	--	--	82,050.00	--
Armory Conversion	48	--	--	1,086,000.00	--
Armory Conversion Fixed Equipment	49	--	--	194,000.00	--
Monnet Hall Conversion	50	--	--	101,500.00	--
Law Center - Phase I	51	Edward Durell Stone and Associates Whiteside, Schultz and Associates	C 01/20/72	2,785,000.00 (1,391,000.00) Private Funding	Schematic design was approved at the December 72 Board of Regents meeting.

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PROJECTS IN VARIOUS STAGES OF PLANNING

PROGRESS REPORT: JANUARY 74.

Project	CMP Priority No.	Architect	Contract or Letter	Estimated Cost	Status
NORMAN CAMPUS					
Law Center - Phase II	52	Edward Durell Stone and Associates Whiteside, Shultz, and Associates.	C 01/20/72	1,812,000	Design program and contract negotiations for this phase of the work are included with the Law Center, Phase I consideration.
Physical Education Recreation Center	- - -	Reid & Heep	L 10/16/66	4,965,000	Implementation of this project is contingent on development of funding from private sources and/or inclusion in our next phase of capital improvements and state building bond issue program.
Student Activities Center	- - -	Noftsgger & Lawrence	L 07/22/68	Undetermined	Decision regarding implementation of this project rests with final decision on the future of the Physical Education/Recreation Center. The Use Planning Committee was reconstituted, but programming is not proceeding at this time.
University Museum	- - -	Shaw & Shaw	C 04/08/71	2,400,000	Design development drawings completed. Total funding arrangements have not been finalized.
Cross Center Dining Hall Air Conditioning	- - -	Don Bass & Assoc. Engineers	- - -	93,250	Project dormant.
Stadium Expansion	- - -	Wright & Selby	L 01/11/73	To be determined	Lockwood, Andrews, Newman, Consultant Engineers, Houston, Texas have prepared the schematic design studies, in addition to those prepared by Wright & Selby. These studies were reviewed by the Facilities Planning Committee. Additional study on financing is being studied at this time.
Life Sciences Center	- - -	McCune, McCune	L 02/08/66	2,171,000	Project is dormant in anticipation of funding decisions by the State Regents. A Use planning Committee has been established, and the work which has been executed on this project will be reviewed prior to further development.
Library/Learning Resources	- - -	Shaw & Shaw	L 02/08/66	3,080,000	Implementation of this project is contingent on allocation of funds from the current State Bldg. Bond Issue, 1968. Previously developed design studies will be reviewed and (probably) re-done when the project is activated.

The University Architect would advise and assist the company in the design of plans for construction and erection of the campus system. All construction would be in accordance with existing policies and regulations of the University and all plans for installation of the Cable T.V. System would be subject to final approval by the Board of Regents.

The proposal by Norman Cable T.V. Inc., as accepted by the City of Norman, contains a provision requiring completion of the system within two years from the date that the certificate of compliance is issued by the Federal Communications Commission. If the University desires to benefit from the proposal, the University system must be constructed by the company within the same time period.

President Sharp recommended entering into an agreement with the Norman Cable T.V. Inc. as explained above.

Approved on motion by Regent Neustadt.

a. Basic Agreement with Department of Highways

President Sharp said a basic agreement is proposed between the Oklahoma Department of Highways and the University. The intent of this agreement is to establish and provide for the operation of a continuing program of cooperative highway research by the Highway Department and the University which shall be known as the Joint Highway Research Program of the Oklahoma Department of Highways and the University of Oklahoma. This agreement supersedes the agreement between the Highway Department and OURI which was in effect for many years.

The intent of the Program is to secure and analyze data and to develop facts and information which will define the governing principles and will advance the science of highway engineering for practical application in using in the most efficient and economical manner the public monies now available for highway improvement purposes. The basic agreement will provide the administrative facilities and establish the procedures necessary for the proper coordination and planning, and the efficient execution of the individual cooperative highway research projects under the program.

The general administration of the program is covered in the various sections of the basic agreement. The Program will consist of individual research projects each with a Project Agreement executed in writing as a supplemental agreement to the basic agreement. Project agreements will be for the anticipated period of study and for annual estimated funds together with the estimated amounts and basis of proration to be contributed by the parties thereto, subject to annual review and approval of the projects continuing aspects. Funds will be allocated on a one-year basis by project agreement for the first year and by supplemental agreement for each succeeding year.

Under the basic agreement the Highway Department assumes the following responsibilities:

1. To assign one or more members of its staff to cooperate with the officials and staff members of the University in the planning and administration of the program, in the conduct of the investigations, and in preparation of all reports. Salaries and expenses of such staff members shall not be charged against any project fund.
2. To appoint a Project Advisory Committee for each cooperative investigation.
3. To pay through project funds the cost of labor and salaries of the special staff assigned by the University to each project, the cost of materials and supplies, the costs of publication of the results, and all other expenses necessary for the proper carrying on of each project.
4. To reimburse the University from project funds for salaries of staff members, student labor, materials, supplies, equipment rental, apparatus and equipment, and the percentage rate for overhead, and for employee fringe benefits such as Social Security, insurance, etc.

Under the terms of the basic agreement the University agrees:

1. To assume direct charge of each cooperative investigation which may be established.
2. To assign such members of its staff as may be necessary to supervise and direct the program as a whole and each of the investigations under it.
3. To employ research staff, mechanics, clerks, typists, and other help necessary for the effective prosecution of the program with salaries to be paid from project funds.
4. To furnish without direct charge the rooms necessary for this program together with light, heat, power, and water; and to permit the use of such laboratory apparatus and experimental facilities as it may possess which are not in use for other purposes.
5. To purchase or construct special apparatus and equipment, with appropriate prior approval, as may be necessary for the project and not available in the University laboratories, the cost of which shall be charged to the project funds.

6. To permit representatives of the Highway Department and other cooperating agencies to observe the work in progress at all reasonable times.
7. To keep accurate records of the project, and to prepare and submit required annual and final project reports.
8. That the percentage rate for overhead and/or indirect costs may be established on each project from previous studies and set out in the project agreement whenever feasible.

This agreement will be effective immediately and will continue until terminated by mutual consent of both parties or until terminated by notice in writing given by one party to the other at least 6 months prior to the date of termination.

President Sharp recommended approval of this basic agreement with the Oklahoma Department of Highways.

Approved on motion by Regent Braly.

H. University Development

VI. Investments

On December 12, 1973 the following recommendations were received from J. & W. Seligman & Co. concerning investments of private funds held by the Regents of the University of Oklahoma:

Proposed Sales Amount	Security	Cost	Market Price	Estimated Income
300	American Express (leaves 600)	\$13,400	46	\$ 156
400	General Motors	32,250	49	1,600
200	McLean (leaves 600)	6,368	37	144
300	Sears Roebuck	23,925	82	543
100	Warner Lambert (leaves 1,000)	2,355	36	76
				<u>\$2,519</u>

Proposed Purchases

400	Standard Oil Ohio	150	544
700	Utah International	53	329
			<u>\$873</u>

In accordance with the policy set forth by the Regents on June 25, 1970, these transactions were approved by the President and completed.


January 10, 1974

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President Sharp recommended approval of the action taken.

Approved on motion by Regent Brett.

There being no further business the meeting adjourned at 11:40 a.m.



Mrs. Barbara H. James
Secretary of the Board of Regents

Others present at all or part of the meeting:

Dr. Beverly Ledbetter, Legal Counsel
Dr. Fred Ruth, Legal Counsel
Mr. Jerry Farley, Assistant to the Vice President for
Administration and Finance
Dr. Robert Shapiro, Associate Vice President for Administration
and Finance
Dr. Harold Zallen, Associate Vice President for Administration
and Finance, Health Sciences Center
Mr. Mike Treps, Director of Media Information
Mr. Jack Cochran, Director of Public Relations
Mr. Harold Ray, Assistant to the Vice President for
University Communications
Mr. Gary Smith, Internal Auditor
Mr. David Graham, Assistant Director of Media Information
Mr. Arthur Tuttle, University Architect
Mr. Steve Trolinger, Oklahoma City Times
Mr. Jim Bross, Norman Transcript
Mr. David Lakin, Daily Oklahoman
Ms. Donna Campbell, Oklahoma Daily
Mr. Kern Blackburn and Mr. Lester Crawford, Oklahoma Daily photographers