

C O N T E N T S
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THE UNIVERSITY OF OKLAHOMA BOARD OF REGENTS
APRIL 18-19, 1995

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THE UNIVERSITY OF OKLAHOMA

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**MINUTES OF A REGULAR MEETING
THE UNIVERSITY OF OKLAHOMA BOARD OF REGENTS
APRIL 18-19, 1995**

A regular meeting of the Board of Regents governing The University of Oklahoma and Cameron University was called to order in the Board Room of the Foundation Building on the Norman Campus beginning at 2:08 p.m. on Tuesday, April 18, 1995.

The following Regents were present: Regent G. T. Blankenship, Chairman of the Board, presiding; Regents Stephen F. Bentley, J. Cooper West, Melvin C. Hall, Donald B. Halverstadt, M.D., C. S. Lewis III, and Robin Siegfried. On April 11, 1995, the State Senate confirmed Mr. Siegfried's appointment to the Board of Regents.

Others attending all or a part of the meeting included Mr. David L. Boren, President of The University of Oklahoma, Interim Provost Nancy L. Mergler, Provost Jay H. Stein, Vice Presidents Jerry B. Farley, Mark E. Lemons and Eddie C. Smith, Interim Vice Presidents Richard E. Hall and David L. Maloney, Mr. Fred Gipson, Chief Legal Counsel, and Dr. Chris Purcell, Executive Secretary of the Board of Regents.

Those attending the meeting from Cameron University were Dr. Don Davis, President of the University, Provost Terral McKellips, Vice Presidents Louise Brown and Don Sullivan, and John Sterling, Controller.

Notice of the time, date, and place of this meeting was submitted to the Secretary of State, and the agenda was posted in the Office of the Board of Regents on or before 1:45 p.m. on April 17, 1995, both as required by 25 O.S. 1981, Section 301-314.

THE UNIVERSITY OF OKLAHOMA

ANNOUNCEMENT OF AWARD FOR EXCELLENCE IN FACILITIES MANAGEMENT TO THE UNIVERSITY OF OKLAHOMA PHYSICAL PLANT

The University of Oklahoma Physical Plant was selected for the "Award for Excellence in Facilities Management" by the Association of Higher Education Facilities Officers (APPA). APPA is an organization whose members are from peer institutions across the United States and other countries. The Physical Plant was specifically cited for its success in energy management, the condition and appearance of the campus, effective preventive maintenance, modernization of mechanical and lighting systems, its internal employee recognition program, community service support, successful downsizing to conserve resources, sustained efforts to be responsive to customer needs, and progress made in containing the backlog of deferred maintenance that is prevalent on university and college campuses today.

Dr. Jerry Farley, Vice President for Administrative Affairs, and Morris B. Kinder, Director of Physical Plant, accepted the award on behalf of all the Physical Plant employees whose commitment to service made it possible. Notification from the APPA's Executive Vice President said that the award "indicates a true commitment to service and teamwork by the Physical Plant organization to everyone at The University of Oklahoma".

President Boren said he is especially pleased to make this special announcement to the Board of Regents that The University of Oklahoma Physical Plant has received an "Award for Excellence in Facilities Management" from the Association of Higher Education Facilities Officers. OU has the most highly qualified and most dedicated staff taking care of campus grounds and facilities. President Boren said he is extremely proud that the Physical Plant staff have been recognized nationally as being the best.

In attendance for the presentation were Mr. Ben Kinder, Director of Physical Plant, and many of his staff members.

CAMERON UNIVERSITY

REPORT OF THE PRESIDENT OF THE UNIVERSITY

President Davis presented the following report:

President's Partners Honored at Gala

Demonstrations of the integration of instructional technology into the business, sciences, fine arts and humanities curricula at Cameron University provided a peek into universities of the future for President's Partners at their annual gala dinner. Following these hands-on demonstrations, Provost Terral McKellips took Partners on a trip through cyberspace with a lecture that showcased the myriad of multimedia resources available to University faculty. The President's Partners organization was established in 1989 to raise funds for Cameron's academic programs. Membership in the organization, which requires an annual contribution of at least \$1,000, grew by 20 over the last year to a total of 160 partners.

Commencement Set for May 6

The Honorable Loyd Benson, Majority Leader in the Oklahoma House of Representatives, will address Cameron's Spring Commencement at 10:00 a.m. on Saturday, May 6, in the Cameron Stadium. More than 800 students will receive degrees at the ceremony. Representative Benson, a graduate of Cameron and OU, has served in the House since 1984 in a number of leadership positions and is a leading candidate to succeed Glen Johnson as Speaker. Representative Benson has been honored as an Outstanding Cameron Alumnus and has received the Cameron University Distinguished Service Award, the highest honor given by the University.

McMahon Foundation Honored at PKP Banquet

The McMahon Foundation of Lawton was given the Don C. Davis Award for the Promotion of Excellence in Higher Education by Phi Kappa Phi honor society at its spring banquet. The Foundation has provided generous financial support to Cameron to establish a campuswide scholarship program, fund the McMahon Leadership Institute of the Presidential Leaders/University Scholars (PLUS) program, make continuing challenge grants to KCCU-FM radio, and assist with such capital projects as the Fitness Center, the Louise D. McMahon Fine Arts Complex, Library renovation, University entrance focal point, Agriculture Complex, radio station and instructional

technology center. Phi Kappa Phi established the award three years ago in honor of President Davis and his leadership and commitment to encouraging academic excellence. It is the second time the award has been given.

Business School Candidate for AACSB Accreditation

Cameron's School of Business has been approved for candidacy status in the process for accreditation by the American Assembly of Collegiate Schools of Business. Currently, only business schools at OU, OSU and the University of Tulsa have been approved for AACSB accreditation. While a candidate for accreditation, an institution develops plans for meetings AACSB criteria and submits annual reports on institutional progress. The candidacy status continues from one to five years, with the final year being the self-evaluation year for initial accreditation. Dean Jacquetta McClung was elected to the AACSB Board of Directors for a three-year term beginning in 1995-96 and will also serve as the Board representative for the southwest region during 1995-96.

Duncan Higher Education Center to Open

Ceremonies officially opening the Duncan Higher Education Center have been set for 1:30 p.m. on Friday, April 28. Built entirely with economic development funds provided by the City of Duncan and gifts from private donors, the 50,000 square-foot facility houses Cameron's associate degree program in interdisciplinary studies, as well as cooperative programs involving Cameron, OSU and Red River Vocational Technical School. Classes have been offered in the facility since last fall.

Asheville Institute Accepts Cameron Group

Leaders of the campuswide study of Cameron's general education requirements have been selected to attend a week-long session this summer at the Asheville Institute in North Carolina, a national forum for the evaluation and improvement of the core curriculum sponsored by the American Association of State Colleges and Universities. Provost Terral McKellips will lead the Cameron delegation, joined by Liberal Arts Dean David Miller, Art Department Chair Jack Bryan, Dr. Sally Soelle from the History and Humanities Department, and Biology Professor Robert Ziegler.

Students in Free Enterprise Chapter Honored

Cameron's Students in Free Enterprise chapter recently received the "Rookie Chapter of the Year" award at the organization's southwest regional meeting in Dallas. Since its founding, the chapter has provided consulting and analysis services for minority entrepreneurs and assisted with educational programs in local elementary schools.

Dr. Davis Named to Advisory Panel

President Davis has been named to the U. S. Army Collegiate Advisory Committee which provides advice and acts as a liaison body with respect to university ROTC programs. Dr. Davis will represent the American Association of State Colleges and Universities on the panel.

RECOGNITION OF STUDENT BODY PRESIDENT

Dustin Hunter, President of Cameron University's Student Government Association for 1994-95, was present. Chairman Blankenship presented him with a plaque in recognition of his outstanding service to Cameron University. President Davis introduced to the Regents the 1995-96 Student President, Clarissa Donnell.

COURSE CHANGES

The Oklahoma State Regents for Higher Education now require that all course modifications, additions, and deletions be presented to the institution's governing board before they are forwarded for their consideration. Included in the agenda was a list of all such course changes that have been approved by the Provost, based on the recommendation of departments and schools, and the Curriculum Committee. In summary, this list of course changes includes:

- 20 Course Deletions because of curriculum revisions, duplication, or phasing out of concentration.
- 10 Course Additions to support curriculum revisions, assessment activities and respond to student needs.
- 2 Course Modifications including changes of course number, credit level or credit hours, prerequisite, content, or course description.

Upon approval by the Board of Regents and Oklahoma State Regents for Higher Education, these course changes will take effect in the Fall 1995.

President Davis recommended approving course modifications, additions, and deletions as proposed.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

INTERNAL AUDITING ACTIVITIES, CAMERON UNIVERSITY

During the previous quarter three new audits were completed for Cameron University. These include Computer Services, the Athletic Department and Graduation (Degree) Requirements. A copy of the individual audit reports was filed with the departments responsible for the activity audited, the President's Office, and the Regents' Office.

The Computer Services Department audit revealed physical and logical security weaknesses that when combined with a disaster or malicious or mischievous acts against the department could prove extremely detrimental to operations and affect the entire University. The Department is aware of the weaknesses and is, in our opinion, adequately addressing these issues.

One post-audit review of the Business Office - Payroll function and one second post-audit review of the Admissions & Registrar Offices were conducted. All recommendations have been satisfactorily implemented.

The following areas are scheduled for completion during the fourth quarter:

- Academic Departments
- Student Service Functions
- Procurement
- Sponsored Programs
- University Library

Mr. Glen Earley, Interim Director of Internal Auditing, commented that an audit of the Bookstore Contract will be substituted for the Claims Processing audit which is proposed for removal from the audit plan. This will be the first Bookstore Contract audit.

President Davis recommended that the Claims Processing audit be removed from the audit plan for this year since electronic processing of claims will not be implemented until next year, making the audit unwarranted.

Regent Hall moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Lewis, and Siegfried. Regent Halverstadt was out of the room at the time of this vote. The Chair declared the motion unanimously approved.

CONTRACT FOR TELECOMMUNICATIONS CONSULTING SERVICE

The University's current local area network has a coaxial cable backbone. Bandwidth capacity is insufficient for current campus demand. More than 400 PC's are currently connected to the network, about 200 more are awaiting connection and many more sites are planned particularly in the sciences complex which is under construction.

Incoming telephone trunks are also insufficient to handle the demand which has arisen from students' and faculty members' need to communicate with the campus computer system through modems from their homes. A recent busy study revealed that as many as 700 busy signals are generated during some hours.

Facilities for originating televised courses to Duncan and Altus must be developed in the very near future and at least one additional receiving site will be required if the consolidation of Cameron's and the Health Sciences Center's nursing programs occurs.

Numerous other systems are demanding increased or improved data and video transmission capabilities including CUTV (on-campus closed circuit tv), the library, administrative systems, student service systems, academic support laboratories and physical facilities (energy management).

Phase I of the project requires a comprehensive analysis of all current systems, equipment and facilities and the development of a statement of capabilities and the infrastructure which will be required to support needs over the next five years. Phase II requires the development and delivery of a comprehensive long and short term telecommunications, computing and information processing plan. The goal is to complete Phase I and enough of Phase II within 60 days following award of the contract to initiate installation of fiber as the primary carrier for the local area network.

Four firms responded to a request for proposals for consulting services:

1. Monte R. Lee and Company, Consulting Engineers
Oklahoma City
2. Teleplanning Associates, Inc.
Oklahoma City
3. TCS and Associates, Inc.
Grand Prairie, Texas
4. Southwestern Bell Telephone Company
Oklahoma City

All proposals were reviewed by the Cameron University Computer Users Group, a committee composed of faculty, staff and students, and by the Director of Telecommunications, the Director of Computer Services, the Vice President for Development, the Vice President for Student Services and the Provost. All but TCS and Associates met with the review team on campus. Because proposers divided the project into significantly different components for pricing purposes and their estimates of the number of hours required for the various components varied significantly, direct comparison of pricing was very complex. It was determined that Southwestern Bell's pricing approach which includes a maximum price for each component assures that the project will be completed at a cost no greater than the funds which will be available. The project is expected to continue over the next two years and Southwestern Bell will provide services throughout the project including assistance with bid specifications, evaluation of bids, preparation of contracts, inspection and oversight of construction, and installation of equipment at an additional cost of no more than \$46,176.00. All other bids were on a hourly basis with no proposed maximum price. In the final evaluation, it was determined that Southwestern Bell's proposal was most closely in line with the University's goals, that they had significantly more expertise to bring to the project and they had far more experience with projects of this scope than did the other proposers.

President Davis recommended the Board of Regents authorize Cameron University to enter into a contract with Southwestern Bell Telephone Company for consulting services to develop a comprehensive long and short term plan for local area telecommunications network, telecommunications with off-campus sites and development and installation of telecommunications facilities. The project will include at least two phases and possibly as many as four. Consulting service for Phase I is priced at \$148.00 per hour not to exceed a total of \$34,336.00 and service for Phase II is \$110.00 per hour not to exceed \$35,200.00.

Chairman Blankenship asked what consideration was given with regard to requesting consulting services from a company that provides equipment as opposed to a consultant that does not provide equipment. Provost McKellips responded the administration did talk with companies that were willing to provide consulting services providing they received some assurance they would get the contract for the equipment or possibly some of the construction. Conflict of interest was an obvious concern. For that reason, Southwestern Bell was not a top consideration because they provide so many services for Cameron about the State but it was learned through the process that the particular part of Southwestern Bell that bids on this contract is in the unregulated part of the company. The administration was given strong assurances that activities of the regulated portion of the company would not be influenced. It was also clear in terms of manpower Southwestern Bell had far more expertise than any other company that bid and a lot more experience with these kinds of projects.

In response to a question by Regent Lewis on whether consideration was given to soliciting proposals from the consultant who was hired to assist The University of Oklahoma regarding its telephone switch bidding situation, Provost McKellips stated proposals were solicited from about 20 companies, including Tulsa, Oklahoma City, and elsewhere but he was not certain who OU's consultant was. Regent Lewis expressed concern about the difficulty in drafting an RFP which describes the request in such a way as to obtain uniform responses. Dr. McKellips said he did not believe Legal Counsel had looked at the bidding process. Regent Lewis stated he would be concerned about going ahead without having Legal Counsel involved.

Chairman Blankenship suggested this item be tabled pending review by Legal Counsel. Regent Lewis moved approval of tabling the item until the May Regents' meeting. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

QUARTERLY FINANCIAL ANALYSIS

Being reported this month is the Quarterly Financial Analysis for the quarter ended December 31, 1994. The following comments are submitted for consideration.

ALL FUNDS, CAMERON UNIVERSITY

STATEMENT OF REVENUES AND EXPENDITURES:

1. At December 31, 1994, revenues from all funds were at \$15.6 million which were 56.1% of the budget. Expenditures were at \$13 million or 42.3% of the budget. Overall, the budget's revenues and expenditures are close to the amounts anticipated.

STATEMENT OF REVENUES AND EXPENDITURES - EDUCATION AND GENERAL PART I - UNRESTRICTED:

1. Revenues - Revenues of \$10.5 million were reported and are 59.8% of the budget. This is comparable to last year's revenue of \$10.1 million and 60.5% of the budget. Grants, Contracts and Reimbursements show a decrease due to Minority Faculty Incentive Grant was not awarded for the current fiscal year. A decrease in Other Sources is due from a refund of life insurance premiums from Oklahoma State University.
2. Expenditures - Expenditures of \$9 million are reported at 41.5% of the budget. This is compared to the prior year expenditures of \$8.4 million and 40.1% of the budget. The Academic Support area showed an increase due to the addition of an Institutional Technology Support Services area. All other items are in line with expectations.

STATEMENT OF REVENUES AND EXPENDITURES - EDUCATION AND GENERAL PART II - RESTRICTED:

1. Revenues - Revenues of \$3.6 million were reported at 61.5% of the budget. This is comparable to last year's revenue of \$3.66 million at 65.5% of the budget. State and Local Grants and Contracts shows an increase due to Area Health Education Outreach being changed from a federal program to a State program. The Private Grants and Contracts show a decrease from the prior year due to a reduction in scholarships of \$84,000 and a reclassification of \$29,000.

2. Expenditures - Expenditures of \$2.5 million were reported at 43.2% of the budget. This is comparable to last year's expenditures of \$2.5 million at 43.8% of the budget. The Instruction function shows a smaller percent of current budget. This is due to the addition of The Early Childhood Education Program which did not start spending until January, 1995. Most other areas show a slight increase or decrease. These minor fluctuations are in line with what was expected.

STATEMENT OF REVENUE AND EXPENDITURES - AUXILIARY ENTERPRISES

1. Revenues - Revenues for Auxiliary Enterprises are at their anticipated levels.
2. Expenditures - Expenditures for Auxiliary Enterprises are at their anticipated levels.

STATEMENT OF REVENUE AND EXPENDITURES - HOUSING SYSTEM

1. The Housing System (Schedule 4.3CU) had a deficit budgeted at the beginning of this fiscal year. This deficit has been revised downward based on the experience of a loss of approximately \$36,000 for the first 6 months of this fiscal year as compared to a loss of \$104,000 for the first 6 months of last fiscal year. We feel confident that we will be able to reduce this budgeted deficit further.

DISCRETIONARY RESERVES:

Discretionary Reserves represent that portion of the University's resources which are not currently budgeted for expenditure or otherwise held for specific future uses. As such, resources of this nature are available to fund future capital projects, operating needs and/or unforeseen contingencies for any lawful purpose of the University.

E & G PART I

The E&G Part I discretionary reserves are estimated to be \$2,275,107 at June 30, 1995. It is customary that to make adjustments to this reserve figure throughout the year. Currently it appears there may be an undercollection of general fees.

E & G PART II

The E&G Part II really has no discretionary reserves. All of those reserves are needed for working capital for the programs, many of which are reimbursed for in arrears and the working capital consumes the reserves.

AUXILIARY ENTERPRISES

Student Activity accounts are in the best reserve position in several years. It is necessary that to maintain a fairly high working capital because the entire Student Activity allocations are made at the beginning of the fiscal year so the activities for the year can be planned and the dollars available for those expenditures.

Miscellaneous Auxiliary Funds have a very small discretionary reserve of approximately \$28,000.

The Housing System has no discretionary reserve although this is probably the area of the Auxiliary accounts that has the most budgetary pressures to bring revenues and expenditures in line with each other. Some progress has been made but there is still work to do in this area.

Facility Fee discretionary reserves are approximately \$400,000. If we are successful in the lawsuit for repairs to the Fitness Center, the funds will be deposited into this account.

PLANT FUNDS

Section 13 and New College Funds currently have discretionary reserves of \$495,311. The administration is in the process of working on the five year capital budget and the priorities have not been set for the expenditures of these funds.

Private Sources discretionary reserve is \$176,660 at this time.

Renewals & Replacements - Auxiliary Enterprises Funds was initially created as an R & R fund for the housing system. The current discretionary reserves are at \$571,910.

The Facility Fee Bond Fund has a discretionary reserve of \$316,912.

This report was presented for information and discussion. No action was required.

ACADEMIC PERSONNEL ACTIONS

Appointment or Reappointment:

Joseph Koob, Ed.D., Associate Professor and Chairman, Department of Music, annual rate of \$39,000 for 9/10 months, August 15, 1995 through May 14, 1996. Paid from 11346, Department of Music, pos. F024.

Resignation and/or Termination:

Ellis Meeks, Temporary Assistant Professor, Department of Communications, May 14, 1995.

President Davis recommended approval of the academic personnel actions shown above.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

LITIGATION

There was no report given on this item.

THE UNIVERSITY OF OKLAHOMA

REPORT OF THE PRESIDENT OF THE UNIVERSITY

President Boren announced some historic news in terms of gifts to the University from individuals through bequest. He said two major announcements will be made later today and it is appropriate that both gifts are from pioneer Oklahoma families who have been long-time supporters of the University and believers in public higher education who

wanted to assure that more opportunity would be passed on to the next generation. The first announcement is of a gift of \$3,208,000, a bequest from the estate of Paul Jonas, a Canadian County resident. The funds will honor the donor and his late wife, Ruth Jonas and \$2.4 million will be used to create three endowed chairs at the Health Sciences Center: the Paul and Ruth Jonas Chair in Cancer, the Paul and Ruth Jonas Chair in Diabetes, and the Paul and Ruth Jonas Chair in Mental Health. The balance will be available for undergraduate scholarships at OU for Oklahoma residents. President Boren said the second announcement is the designation of the estate of Margaret Frakes of Ponca City and the late Russell Frakes to the College of Business Administration for scholarships in the amount of \$1,450,000 with additional funds to be received from mineral properties. President Boren said he wanted to thank all of those people at the University who have worked with the families concerned. This is certainly a milestone for The University of Oklahoma in terms of private giving.

President Boren discussed the University's Areas of Excellence which will be printed in a brochure, included in newspaper sections on higher education and spotlighted in as many ways as possible to make students, alumni and others aware of the many outstanding and major points about The University of Oklahoma. He mentioned the Museum of Natural History, the History of Science Collection, OU's National Merit Scholars, athletic students' graduation rate, the prestige of the Neustadt Prize, and many others. President Boren said by marketing what we have and making people aware on the State level as well as regionally and nationally, it will help us attract the resources we need to move ahead.

FY96 BUDGET PLANNING

State of Oklahoma Budget Outlook

In February 1995, the State Equalization Board certified that the State's \$3.6 billion general fund budget will increase by \$60.8 million over the total appropriated by the 1994 Legislature, the result of anticipated slower growth for the Oklahoma economy for the coming year.

The Governor initially proposed a 2.5 percent across-the-board cut to higher education, which represented one-third of all proposed state agency budget cuts. This cut of \$14 million would have reduced higher education's share of the state budget to approximately 15 percent, down from 18.5 percent in 1980.

After many briefings and information provided by President Boren regarding the needs of The University of Oklahoma and higher education in general, the Governor restored the cuts originally proposed in January. As of this date, the general appropriations bill for higher education, HB 1716, was passed by the House and the Senate on March 30, 1995, and sent to the Governor for signing. The bill includes \$554.8 million for higher education which is a level appropriation for FY95 less \$3 million for operating the cost of new facilities funded by the 1992 State Bond Issue. The \$3 million in facility funds for FY95 which had never been identified, has been replaced by a supplemental appropriation bill, SB 173, which was passed by the House and the Senate on March 27 and sent to the Governor for signature. Funding of the \$3 million in facility funds for FY96 will be considered in April by the General Conference Committee on Appropriations.

For the first time in four years, higher education funding in the General Appropriations Bill will not depend on appropriations from a Rainy Day Fund just to maintain a level budget. This bill effectively replaces the \$25.7 million in "one-time" Rainy Day funds in higher education's funding base with recurring revenue.

The Governor and legislative leaders have also responded positively to proposals for a tuition increase in the range of 7 to 9 percent. President Boren had expressed concern that this only be considered if coupled with level or increased state appropriations to avoid asking students and parents to replace lost state funds with tuition increases.

State Regents' State Appropriated Budget Needs

Last fall the State Regents requested an increase of \$63.4 million to the current higher education appropriation base of \$557.7 million. The increase includes \$34 million to fund institutional priorities such as faculty and staff salary increases, new faculty positions, libraries and computing. It also includes \$16.2 million for mandatory cost increases such as the Oklahoma Teachers' Retirement System changes, FICA, health, dental and utility costs. Included in the requested increase are funds for maintenance of facilities funded by the 1992 capital bond issue, and increases for special programs such as Oklahoma Tuition Aid Grants (OTAG), and EPSCor.

University Budget Planning Alternatives

Budget planning for the University for FY96 is based on level state funding or very modest increases, along with some tuition increases. As stated by the President throughout the year, any dollars from increased revenue will be allocated to areas directly related to the educational mission of the University.

To fund necessary mandatory cost increases and to protect instruction, it will be necessary to reallocate funds from administrative and support areas. On the Norman Campus, budget unit heads were asked to review current Educational and General budgets that are not directly involved in instruction or research. They have identified potential 5 and 10 percent reductions, considering those with the least impact on students. Vice presidents on the Norman Campus are currently reviewing the information submitted and will recommend possible reductions. The Health Sciences Center is also considering reallocation if State appropriation and tuition increases are not sufficient to cover mandatory cost increases.

President Boren discussed where the University stands as budget planning progresses. Spending power has been decreasing for about four years and we cannot maintain the excellence we need. Other institutions are targeting our best faculty. The University must budget better the dollars we have to put priority on our educational mission and it is imperative to do more through private giving. President Boren said his broad-based goal is to cut administrative costs, shift funds to our educational mission wherever possible, and supplement with private fund raising and other efforts.

This report was presented for information. No action was required.

IMPLEMENTATION OF CLIENT/SERVER COMPUTING CAPABILITIES - HEALTH SCIENCES CENTER

The Health Sciences Center is in the process of upgrading its outdated information system to state-of-the art technology. The HSC is migrating from the classical mainframe centered information system to a distributed environment based upon Client/Server capabilities. In support of this migration, the Regents approved the purchase of Digital computing equipment at the November 1993 meeting, and in March 1994, the Board approved a financing proposal that included funds for the purchase of applications software.

Mr. Gary Hatch, Director of University Information Services, presented an update of progress to date and informed the Board about software acquisitions to be included in future agenda items.

This is presented for information only. No action is required.

OKLAHOMA MEMORIAL STADIUM SUITES

At the January 1995 meeting of the Board of Regents, the Board authorized the President and the Athletic Director to proceed with plans for the development of suites at the bottom level of the Oklahoma Memorial Press Box, authorize modifications to the existing contract with Hellmuth, Obata, and Kassabaum, Inc., Sports Facilities Group, (HOK) for the preparation of plans and specifications for the project, and authorize the administration with the assistance of Legal Counsel to receive bids and execute the necessary contracts and change orders for the project.

Bids for the project were received from seven bidders on April 5, 1995. A complete tabulation of all of the bids received was included in the agenda. The bids received have been reviewed by HOK, the project architects, and representatives of the administration, Architectural and Engineering Services, Legal Counsel, and the Athletic Department.

The lowest bid submitted for the work included in the base bid and selected alternates is the bid of W. L. McNatt and Company of Oklahoma City. S. Systems Corporation, a corporation organized and doing business under the laws of the State of California with an office in Oklahoma City, submitted a bid as an Oklahoma Minority Business Enterprise. Under the Oklahoma Minority Business Enterprises Act, businesses so certified are to receive a 5% preference over those businesses not bidding under the Act. When the 5% preference amount is taken into account, the bid presented by S. Systems Corporation becomes the lowest bid. S. Systems Corporation does not appear to be domiciled within the State of Oklahoma as is required by the Act.

Additionally, S. Systems Corporation failed to comply with bid requirements in the completion of their Bid Proposal. The firm failed to make an entry in the space provided for the sales tax credit on alternates and additional work. The firm also failed to acknowledge receipt of the bid Addendum No. 1 which clarified and set forth additional specifications and bid requirements. A letter has been filed with the Board protesting consideration of this bid based upon failure to acknowledge receipt of the Addendum.

In the review of all bids, the provisions of the bidding procedures required all bidders to submit a Contractor's Qualification Statement with their bid proposal. All of the Contractor's Qualification Statements have been reviewed. This review indicates that S. Systems

Corporation does not have a history of undertaking construction projects similar in scope or type of work as the present project. The type of projects listed by the firm on its Contractor's Qualification Statement include a small lighting installation project, a small watershed improvement project, a door replacement project, five airport taxiways, aprons and runways repair projects, and the construction of an \$88,000 lean-to metal building.

Information contained in the Contractor's Qualification Statement submitted by W. L. McNatt and Company of Oklahoma City indicates that they have experience in building construction projects similar to the scope and type of work required by the Oklahoma Memorial Stadium Suites Project. The Contractor's Qualification Statement of W. L. McNatt does not indicate any other issues which may impact project completion in the limited time available.

Completion of the stadium suites project within the limited time available for construction so that the new facilities can be available for use prior to the 1995 football season is critical. Based upon information contained in the Contractor's Qualification Statements, W. L. McNatt and Company of Oklahoma City appears to be the best qualified based upon experience with similar projects and the type of work required to successfully and timely complete the suites project. The bid of W. L. McNatt and Company of Oklahoma City is responsive to all bid requirements.

For all of the above reasons, it is recommended that the bid in the amount of \$836,348 submitted by W. L. McNatt and Company of Oklahoma City be accepted as the lowest and best bid. The proposed contract amount of the W. L. McNatt and Company of Oklahoma City bid is based on the following items of work:

Base Bid Proposal	\$857,000
Less Sales Tax Savings on the Base Proposal	<u>(38,917)</u>
Net Base Bid Proposal	\$818,083
Alternate No. 3 - Granite Counter Tops	12,587
Alternate No. 5 - Brass Hardware	659
Alternate No. 7 - Sliding Windows at Suites	5,880
Less Sales Tax Credit on the Alternates	<u>(861)</u>
Total Contract Amount	\$836,348

The bids received for suites construction exceeded the amount previously presented to the Board. This increase appears to in part be based upon current construction activity within the State of Oklahoma and the concise and critical time frame for completion of the project. Additional work will also be included in the overall project which is necessary preliminary work for future public facilities improvement projects. A new 500 KVA electrical transformer which will supply additional electrical power to the west side, limited asbestos abatement work, and a major extension of water lines and water pressure will be included during the suites project. These additional projects are necessary for future public improvement projects. Their inclusion at this time will be cost effective and will also benefit the suites project. A review of all project costs including the suites construction costs, architectural and construction administration fees, contingencies, and additional project work indicate that all project costs will total approximately \$1,200,000.

Funding for these projects will be provided by separate bond financing for the suites and for the portion of the work attributable to the general public improvements. Based upon current information, the project will provide sufficient revenue for debt service and create an additional revenue stream for the funding of other stadium improvement projects.

It is recommended that the Board award a construction contract in the amount of \$836,348 to W. L. McNatt and Company of Oklahoma City, and approve a budget for the suites and surrounding projects in an amount not to exceed \$1,200,000.

President Boren recommended the Board of Regents (1) award a contract for construction of the Oklahoma Memorial Stadium Press Box Level Suites in the amount of \$836,348 to W. L. McNatt and Company of Oklahoma City, (2) authorize the President or his designee to sign the necessary contracts and any necessary change orders for the project, and (3) approve the budget for all costs and all projects to be performed with the suites project not to exceed \$1,200,000.

Mr. Duncan said even if the suites are in the final stages of completion this fall, the University can still lease them on a per game basis, using them to gauge the market and provide insight into Step 2 in this process. It is possible to build suites on the west side and there are other site possibilities.

Regent Halverstadt moved approval of the recommendation. Regent Lewis requested the motion be amended to specify that Alternates #3, #5 and #7 are included in the bid proposal of W. L. McNatt and Company.

Regent Halverstadt moved to amend and approve the President's recommendation as follows: (1) award a contract for construction of the Oklahoma Memorial Stadium Press Box Level Suites in the amount of \$836,348, including Alternates #3, #5 and #7, to W. L. McNatt and Company of Oklahoma City, (2) authorize the President or his designee to sign the necessary contracts and any necessary change orders for the project, and (3) approve the budget for all costs and all projects to be performed with the suites project not to exceed \$1,200,000. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

REVISIONS TO THE REGENTS' POLICY MANUAL--BYLAWS OF THE BOARD OF REGENTS

This agenda item was pulled prior to the meeting.

RESOLUTIONS - STAFF WEEK NORMAN CAMPUS AND HEALTH SCIENCES CENTER CAMPUSES

President Boren recommended approval of Staff Week Resolutions as follows:

NORMAN CAMPUS

WHEREAS, the staff of The University of Oklahoma are essential to the accomplishment of the institution's mission in teaching, research and public service; and

WHEREAS, their dedicated efforts and skills contribute to the quality and achievements of the entire University; and

WHEREAS, the many and varied contributions of the staff enhance the quality of life for those within the University community as well as for those in the larger community;

NOW THEREFORE BE IT RESOLVED that the Board of Regents expresses its appreciation to all members of the staff and hereby proclaim April 24-28, 1995 to be "OU Staff Week" on the Norman Campus in recognition of the jobs well done.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

Ms. Terri Moyer, Norman Campus Staff Senate Chair, was recognized and presented the framed Resolution.

HEALTH SCIENCES CENTER CAMPUSES

WHEREAS, the staff of The University of Oklahoma Health Sciences Center in Oklahoma City and Tulsa are dedicated to the accomplishments of the institution's mission in teaching, research and patient care;

WHEREAS, their committed efforts and skills strengthen the quality and enhance the goals of the entire University;

WHEREAS, the diverse contributions and achievements of the staff ensure the quality of the University in fulfilling its mission;

NOW THEREFORE BE IT RESOLVED that the Board of Regents expresses its appreciation to all members of the staff and hereby proclaim April 17-21, 1995 to be "OUHSC Staff Week" on the Oklahoma City and Tulsa campuses in recognition of the jobs well done.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

Mr. George Langley, Employee Liaison Council Chair, was recognized and presented a framed Resolution.

APPOINTMENT OF TRUSTEE FOR LEW WENTZ FOUNDATION

The Lew Wentz Foundation of The University of Oklahoma is a separate foundation set up in the 1920s from funds received from Lew Wentz of Ponca City. The purpose of the Foundation is to provide low interest loans to University of Oklahoma students. The original funds were increased as a result of a bequest included in Mr. Wentz's will. The total assets of the Foundation at June 30, 1994 exceeded \$9,000,000.

The Trust Agreement of the Lew Wentz Foundation provides for a Regent Trustee. This individual must be a member of the Board of Regents and must be selected by the Regents. Mr. G. T. Blankenship is the present Regent Trustee. Since his term as Trustee expired March 22, 1995, it is necessary for another Regent to be appointed for a three-year term.

President Boren recommended the Board of Regents appoint Regent Stephen F. Bentley as the Regent Trustee on the Lew Wentz Foundation for a three-year term effective March 22, 1995.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

AMENDMENTS TO THE UNIVERSITY OF OKLAHOMA STUDENT ASSOCIATION CONSTITUTION

The University of Oklahoma Student Association has passed amendments to its Constitution. These amendments passed both houses of the Legislative Branch. In the Student Congress, the amendments passed by a vote of 31 in favor and 2 against, while in the Graduate Student Senate they passed by a vote of 54 in favor, 0 against, and 2 abstentions. In accordance with the Constitution, the amendments were then forwarded to the student body for a vote. The student referendum passed by a vote of 1,372 in favor and 405 against on March 29, 1995.

The majority of the amendments were made for purposes of clarity and uniformity. Some examples are:

1. the elimination of references to the Judicial Tribunal, a term that was never originally defined;
2. the addition of titles to all present articles; and,
3. making all references to the Student President (sometimes "UOSA President", sometimes "Student Body President") uniform.

Three major changes have been made to the current UOSA Constitution. First, the relationship between Student Congress and the Graduate Student Senate has been adapted to allow each legislative body more independence from one another. The independent functions of the two houses have been more clearly defined in order to foster more cooperation and lessen conflict. Second, the Student Bar Association (SBA) has been defined as the representative body for law students. While the SBA will not become a third house of the Legislative Branch, upon request by law students they have been removed from their representation on the Graduate Student Senate. Finally, all references to omnibus student organizations have been removed. The definition of "omnibus" has been misinterpreted in the past. The reference has been stricken from the Constitution so that no one wrongly perceives these groups as receiving any preferential treatment in the budget process. This amendment will confirm that all student organizations are treated equitably in the process of the allocation of student activity fees.

The specific changes were included in the agenda and are attached hereto as Exhibit A (additions are underlined and deletions are lined through).

President Boren recommended the Board of Regents approve the changes to The University of Oklahoma Student Association Constitution.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

POSTHUMOUS DEGREE

Christopher Andries de Jong, a Bachelor's degree candidate in the College of Arts and Sciences, died of brain cancer on March 26, 1995. On March 28, 1995, the College of Arts and Sciences faculty voted that Christopher Andries de Jong should receive a posthumous degree.

In accordance with Oklahoma State Regents for Higher Education policy, a posthumous degree may be awarded to recognize the meritorious but incomplete earned work of a student who is deceased, generally during the last semester of work. Mr. de Jong was scheduled to graduate Summa Cum Laude with a Bachelor of Arts degree, Political Science major, in May 1995. Upon the approval of the Board of Regents, the request to award a posthumous degree to Mr. de Jong must be forwarded to the Oklahoma State Regents for Higher Education for final action.

President Boren recommended the Board of Regents approve the awarding of a Posthumous Bachelor of Arts Degree to Christopher Andries de Jong.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

At 4:44 p.m. Chairman Blankenship recessed the meeting, to be reconvened at 8:30 a.m. on Wednesday, April 19, 1995, in the same location.

The meeting reconvened in regular session in the Foundation Board Room on April 19, 1995 at 8:53 a.m. with all Regents present.

REPORT OF THE CHAIRMAN OF THE BOARD OF REGENTS

PRESENTATION OF OUTSTANDING JUNIOR AWARDS

At the March 20-21, 1995 meeting (page 24299), President Boren recommended and the Board approved the names of 12 students to receive the 1995 Regents' Award for Outstanding Juniors. These students were present at this meeting and, as Chairman Blankenship announced the names and activities and achievements of the students selected, each came forward to receive a gold ring and certificate.

RECOGNITION OF STUDENT BODY PRESIDENTS

Regent Blankenship and President Boren presented a plaque to Scott Martin, immediate past President of UOSA. Ja'Net Nash, immediate past President of the HSC Student Association, could not be present but both she and Scott were recognized for their leadership, dedicated service and commitment to The University of Oklahoma.

1995 SUMMER SESSION BUDGET - NORMAN CAMPUS

Summer budgets for colleges are allocated for the purpose of meeting instructional needs and are adjusted annually to reflect the demand for summer courses in each college. Summarized below are actual Summer 1994 allocations and the proposed Summer 1995 budget.

	<u>Summer 1994</u>	<u>Summer 1995</u>	<u>Summer 1995 Net Change</u>
College of Architecture	\$ 30,878	\$ 32,243	4.4%
College of Arts and Sciences	574,667	566,600	(1.4%)
College of Business Administration	141,845	157,201	10.8%
College of Education	42,429	36,601	(13.7%)
College of Engineering	132,023	144,750	9.3%
College of Fine Arts	78,353	59,294	(21.8%)
College of Geosciences	<u>32,057</u>	<u>34,030</u>	<u>6.2%</u>
Total Norman Campus	\$1,032,252	\$1,030,719	(0.2%)
College of Law	\$128,597	\$128,597	0.0%

In accordance with Regents' policy, individual personnel appointed to serve during the Summer Session do not require Regents' action as long as funds are included in the Summer Session budget. Appointments that are made will be subject to and contingent upon the courses meeting the University's minimum class sizes and upon the availability of appropriate funding.

President Boren recommended approval of the 1995 Summer Session budget as shown above.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

COURSE CHANGES - NORMAN CAMPUS

The Oklahoma State Regents for Higher Education require that all course modifications, additions, and deletions be presented to the institution's governing board before they are forwarded for their consideration. Included in the agenda was a list of all such course changes that have been approved by the Interim Senior Vice President and Provost, Norman Campus, upon the recommendation of the cognizant departments and colleges, the Graduate Council when appropriate, and the Academic Programs Council. In summary, this list of course changes includes:

- 113 Course Deletions, because of curriculum revisions, overlap with similar courses, or insufficient student interest. Many of these course deletions are in response to the Norman Campus' annual effort to identify and propose deletion of courses that have not been offered in six years; for example, through this process, more than 70 course deletions were submitted in April 1994 after extensive curriculum inventories were completed within each college.
- 110 Course Modifications, including changes of course title or course number, credit level or credit hours, designator, prerequisite, crosslisting or slashlisting, content, or course description.

- 47 Course Additions, to meet core requirements, create prerequisite or capstone courses, respond to student interests, and create courses more contemporary in design in response to demands of an ever-changing world that students enter upon graduation.

Upon approval by the Board of Regents, these course changes will be forwarded to the Oklahoma State Regents for Higher Education and will take effect in Fall 1995 contingent upon their approval.

President Boren recommended approval of the course modifications, additions, and deletions as proposed.

Regent Hall moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

FUNDING FOR ENDOWED POSITIONS - HSC

1. The Department of Pathology requests authorization to transfer \$276,647 of independent operation funds to the Regents' Fund to establish a chair entitled The Presbyterian Health Foundation Chair in Pathology. These funds are augmented by \$55,000 from Dr. Tommy Hewitt which is on deposit at The University of Oklahoma Foundation, Inc. The Department of Pathology will secure the remaining \$170,000 over the next three years to complete the private donor portion of the endowed chair.

The Presbyterian Health Foundation has championed the activities of the Health Sciences Center and has as one of its primary goals to assist the Health Sciences Center in becoming one of the premier academic health centers in the nation. The Presbyterian Health Foundation is the largest private contributor to the OU Health Sciences Center. In recognition of the Presbyterian Health Foundation's dedication and support, the Department of Pathology wishes to establish an endowed chair in their name. This new position will enable the department to recruit or retain a premier scholar and pathologist who excels in the area of teaching or research.

2. The OU Health Sciences Center has been designated to receive the bequests from the estate of Mr. Paul Jonas to fund endowed chairs in cancer, diabetes, and mental health. Mr. Jonas' Last Will and Testament called for these funds to be used for "treatment, research, study, and the development of cures for the children and adults of the State of Oklahoma."

The funds are on deposit at The University of Oklahoma Foundation, Inc. and are designated as follows:

The Paul and Ruth Jonas Chair in Cancer	\$800,000
The Paul and Ruth Jonas Chair in Diabetes	\$800,000
The Paul and Ruth Jonas Chair in Mental Health	\$800,000

President Boren recommended the Board of Regents (1) authorize the transfer of Independent Operations Funds (Professional Practice Plan) to the Regents' Fund to establish the endowed position in Pathology, and (2) approve the establishment of the endowed chairs in cancer, diabetes and mental health.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

BIOMEDICAL RESEARCH CENTER CONSTRUCTION DOCUMENTS

At the December 1994 meeting, the Board of Regents approved the bidding plan for the Biomedical Research Center. The bidding plan involves a base bid and one or two alternates at a cost not to exceed \$24 million. The Base Bid consists of a four-story research laboratory building of 104,913 gross square feet. The First Floor will contain core laboratories, a seminar room to seat 96 with a reception lobby, a large conference room and utility spaces. The Second and Third Floors will contain laboratory neighborhoods of eight labs, with principal investigator offices and shared laboratory support spaces. The Fourth Floor will be unfinished under the Base Bid. Alternate Number One will finish-out the Fourth Floor as another laboratory neighborhood. Alternate Number Two will construct 20,656 gross square feet of vivarium as an addition to the Biomedical Sciences Building. Enclosed pedestrian walkways will link the Biomedical Research Center to the Biomedical Sciences Building.

Construction documents are complete and the cost estimate has been updated. Plans were available for review by the Board at the meeting. A pre-bid quality control review is scheduled in April with University A&E staff and the consultants. The plans and specifications will be released for bids on May 1, with bids due on June 6. The Board will be asked to award the construction contract at the June meeting. Construction is expected to take 18 to 24 months to complete.

Funding for the project consists of \$17.9 million in proceeds from the 1992 State Bond Issue and \$6.1 million in private funds. Private fund-raising efforts are underway.

President Boren recommended the Board of Regents approve completion of the construction documents phase of the Biomedical Research Center Project and authorize the administration to release the project for bids.

In response to a question, Mr. Tom Godkins, Assistant Vice President for Facilities Management and Director of Capital Planning, said a value engineering process had been followed at the design development stage.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

PURCHASE OF AN OPTICAL IMAGING SYSTEM

Bid specifications were recently circulated for an Optical Imaging system for use by the Offices of Bursar, Financial Support Services and Payroll. These bid specifications were developed by an Imaging Task Force formed by the management of University Computing Services. In developing the bid specifications, the Task Force reviewed the current state of optical imaging technology through discussions with known vendors, attendance at optical imaging expositions, and visits with local enterprises currently utilizing this technology. The primary purpose of this review, in addition to the preparation of the bid specifications, was to

insure that the optical imaging system would meet evolving national and industry standards. Also, members of the Task Force met with the State of Oklahoma Archives Commission personnel to receive assurances that this technology complies with their standards and archival needs.

The imaging system requirements defined by the Task Force will initially provide for the scanning of documents directly into optical data storage and electronic retrieval of the information in the offices implementing the system and other remote locations. This system will eliminate the need for large paper document storage facilities, microform/microfiche, paper computer generated output, and reduced physical handling and routing of paper documents. Some immediate customer service enhancements and long term benefits include:

- Speed in document processing and retrieval
- Eliminate costly paper distribution
- Enhanced document security and audit controls
- Reduction/elimination of lost/misfiled documents
- Concurrent document access by many users
- Electronic document routing
- Paperless document processing
- Enhanced disaster recovery capacity

This system will help us control cost increases and actually reduce costs. For example, beginning with the second year of implementation, the imaging system will generate annual savings in the Controller's Office of approximately \$25,000 to \$40,000 due to savings in microform/microfiche processing, computer output on microform/microfiche, and personnel costs currently spent on document filing and retrieval. There will also be a one time cost avoidance of approximately \$20,000, as the current microform/microfiche equipment must be replaced within the next six months. There will be significant but indeterminable (at this point in time) savings in other offices since there will no longer be a need to photocopy and maintain file documents since they will be available from the imaging system through electronic routing. We expect similar cost savings as the system is expanded into the Office of Financial Aid, Admissions & Records, Department of Public Safety, and Purchasing. The ultimate goal of the imaging system is to better serve the University's students, faculty, and staff by streamlining access to University records.

Bids were received as follows:

Global Data EDSI Oklahoma City	\$363,941
R.K. Black, Inc. Oklahoma City	\$407,661
ADAPTIVE INFORMATION SYSTEMS, Inc. Mission Viejo, California	\$699,000
alternate bid	\$458,700
XEROX Corporation Oklahoma City	\$925,926

The system will be purchased from University Computing Services, Account 134-7110.

President Boren recommended the Board of Regents approve the award of a contract in the amount of \$363,941 to GlobalData EDSI to furnish, deliver and install an optical imaging system at selected sites at The University of Oklahoma.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

FRACTURING FLUID CHARACTERIZATION FACILITY

At the October 1993 meeting of the Board of Regents, the Board accepted the feasibility study for the Fracturing Fluid Characterization Facility presented by the project architects, C. H. Guernsey & Company, approved the project with a budget of \$1,475,000 to be funded by a combination of grant funds and University funds, authorized the project architects to proceed with the preparation of final plans and specifications for the facility, and authorized the administration to advertise the project for bids. At this time it is requested that \$10,000 in funds obtained from indirect cost recovery be added to the project funding for a total budget of \$1,485,000.

The new facility, to be located in the University Research Park north and east of the YMCA facility, will contain approximately 10,000 gross square feet of space and include three elements: (1) the high bay research and test vessel operation and support area, (2) the control rooms and project observation area, and (3) a reception area and the administrative and research offices. The facility will provide a number of special laboratories and other spaces and equipment required to evaluate the behavior and properties of fracturing fluids under "real world" conditions. The research facility is designed to handle fluids at high pressures and will include an exterior storage yard that contains (1) a number of large tanks for storage of fluids, (2) fluid containment areas, (3) transport piping systems, and (4) disposal systems and service areas. In addition, it is proposed that an existing production well be sealed and used as a prototype shear well for predicting hydraulic fracturing design codes for use in increasing production capabilities in both oil wells and natural gas production wells.

Final plans were completed and the project was advertised for bids in March 1995. Bids were received from eight bidders on April 11, 1995. The bids have been evaluated by the project architects and representatives of the University administration and the Fracturing Fluid Characterization Facility. A complete tabulation of the bids received was included in the agenda.

The low bid for the base proposal and selected alternates was submitted by L. F. Downey Construction, Inc. of Edmond, Oklahoma. The following is a summary of the bid of L. F. Downey Construction, Inc.:

	<u>Amount</u>
Base Bid Proposal	\$1,059,000
Less Sales Tax Savings	(15,000)
Net Base Bid Proposal	<u>\$1,044,000</u>
Alternates No. 1, Parking Lot and Entrance Drive	\$ 36,900
Alternate No. 2, Fence around West Gravel Yard	8,600
Alternate No. 3, Gravel Yard and Concrete Entrance	28,100
Alternate No. 4, Millwork	29,500
Alternate No. 6, Lighting	6,200
Alternate No. 7, Concrete Slab	9,700

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Alternate No. 8, Entrance Vestibule	5,500
Less Sales Tax Savings on Alternates	(3,112)
Net Selected Alternates	<u>\$ 121,388</u>
Total Net Base Proposal and Selected Alternates	\$1,165,388

President Boren recommended the Board of Regents (1) accept the bids received for the construction of the Fracturing Fluid Characterization Facility; (2) award a contract in the amount of \$1,165,388 to L. F. Downey Construction, Inc. of Edmond, Oklahoma; (3) authorize the President or his designee to sign the construction contract and the necessary change orders to the construction contract; and (4) approve an increase in the project budget to \$1,485,000 and the necessary adjustments to the Campus Master Plan of Capital Improvement Projects.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

MONNET HALL RENOVATION AND ADDITION FOR THE COLLEGE OF LAW AND INTERNATIONAL STUDIES CENTER

In January of this year, the Board of Regents approved a proposal to fund a group of projects including one which involves the renovation of Monnet Hall and the construction of an addition to the building to provide the facilities needed to bring the College of Law back to the center of the academic area of the campus. At that time it was noted that the existing Law Center building is not adequate for the present and projected programs of the college. Information now available indicates that the College of Law needs additional library space, classrooms, faculty offices, space for the legal clinic, and space for student organizations. When the Law Center was designed in 1975, a master plan was prepared which called for a second phase to provide additional space for the Law Library, additional classroom space, and a 250-seat courtroom and auditorium. This project has never been accomplished.

Through the years, the size of the library's collection has grown. As a result, the library is severely cramped, both for study areas and shelf space. Also there is a need for space for computer labs and for technical services facilities for the library. Seating space and shelf space have been identified as two of the most critical needs. The library must continue to automate, a step which requires additional space. Specifically, there must be additional space for computer laboratories and automation of the card catalogue and the technical services area. There also is a need for storage space for historical materials. The College of Law's plan is to provide space beyond the minimum required by the accrediting agencies. The proposed addition is necessary to avoid continuing problems and to move toward the goal of becoming one of top law schools in the region and in the nation.

The College of Law also must have additional space to provide for the educational needs for students over the next two decades. The legal clinic is currently housed in two locations, within the Law Center and in downtown Norman. This program must be located completely within the Law Center.

The Law Center also is in need of additional space for faculty offices and for student organizations. Further, there is a need for additional student lounge space, several medium and small size classrooms, and several seminar rooms.

An architectural firm is needed to provide the professional services required to prepare (1) a master plan for the new construction and renovation work and for a possible future international studies center, and (2) the final plans and specifications for the initial phase of work. Based on preliminary information now available, it is anticipated that the new and renovated facilities will cost approximately \$10,750,000.

President Boren recommended the Board of Regents (1) authorize the University administration to begin the process of selecting architectural and engineering consultants to prepare a master plan for the renovation of Monnet Hall and the construction of an addition to the building, and to prepare final plans and specifications for the first phase of work, and (2) authorize the necessary modifications to the Campus Master Plan of Capital Improvement Projects as funding sources are identified.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

WRESTLING FACILITY ADDITION TO THE MOSIER INDOOR ATHLETIC FACILITY

The University of Oklahoma wrestling program currently is housed in facilities located on the second floor of the west side of the Oklahoma Memorial Stadium. The existing facilities are 60 years old and do not provide sufficient space for regulation wrestling mats and workout areas.

It is proposed that an addition to the existing Mosier Indoor Athletic Facility be constructed to house the program and provide the University's wrestling program with adequate facilities for practice and use as a recruiting tool.

The addition would contain approximately 10,000 gross square feet of space and would be constructed on the north side of the Mosier Facility. As proposed, the addition would contain a large workout room, space for exercise and conditioning equipment, a team training facility, sauna, locker, shower and restroom facilities for both student athletes and coaches, office space for the program, and a display area for the many trophies that the University wrestling program has won over the years.

It is estimated that the total anticipated project cost for the addition will be \$700,000. Funding for the project will be derived from private fund raising and Athletic Department funds.

President Boren recommended the Board of Regents (1) approve the project to construct an addition to the Mosier Indoor Athletic Facility to house the University's intercollegiate wrestling program, (2) add the project to the University's Campus Master Plan of Capital Improvement Projects, and (3) authorize a modification to the existing contract with HOK for the preparation of plans and specifications for the project.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

MAX WESTHEIMER AIRPORT WEST PARALLEL TAXIWAY

At the July 1986 meeting, the Board of Regents accepted the Max Westheimer Airport Master Plan as a guide for future development and improvement of the airport. The construction of the West Parallel Taxiway is one of the specific projects included in the master plan. Construction of this improvement will facilitate development of the aeronautical area west of Runway 17/35 and Runway 3/21. The project includes the construction of an asphalt taxiway, including a sealcoat, new taxiway marking, drainage and taxiway guidance signs.

The estimated total cost for this project is \$2,250,000. A preapplication for federal funds has been submitted to the Federal Aviation Administration and there are indications that funding may be available at the beginning of the next federal fiscal year. Also, an application for additional project funding will be submitted to the Oklahoma Aeronautics Commission. In order to be prepared to take advantage of available funds, to complete the required applications, and to proceed with the project on a timely basis, the University needs to have professional engineering assistance. In order to meet the schedule, preliminary planning work should be initiated in the near future. The necessary Airport funds are available to cover the costs associated with the engineering work.

President Boren recommended the Board of Regents (1) approve a project to construct the West Parallel Taxiway in accordance with the current Airport Master Plan, at an estimated cost of \$2,250,000, and (2) authorize the administration to begin the process of selecting an engineer to prepare plans and specifications for the project.

President Boren said it is his understanding that funds generated by airport operations are put in a fund for airport improvement and under federal law and FAA regulations these monies can only be used for these kinds of airport improvement projects.

Dr. Farley stated the University is applying for a federal grant, which will provide at least 90% funding and there is the potential for OU to receive a grant from the Oklahoma Aeronautics Commission. The University would then provide six to seven percent of the matching funds, all from funds generated on the research park in the airport. No funds would be used from any other University source nor can these funds be transferred and used for other University purposes.

In response to a question regarding whether or not the citizens of Norman use the airport, President Boren requested Dr. Farley put a report together on the operation of the airport, whether any University funds subsidize it, and whether it is totally self sustaining and self sufficient. Dr. Farley agreed to provide a report on the history of the airport, the master plan and the research park plan.

President Boren said he would like to amend his recommendation to read as follows: I recommend the Board of Regents (1) approve a project to construct the West Parallel Taxiway in accordance with the current Airport Master Plan, at an estimated cost of \$2,250,000, with no funds that are available to the University to be used for this project if they could be used for any other purpose, and (2) authorize the administration to begin the process of selecting an engineer to prepare plans and specifications for the project.

Regent Halverstadt moved approval to amend the President's recommendation and approve it as stated above. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

GOLF COURSE IMPROVEMENTS

At the January 1995 meeting, the Board of Regents approved the award of a construction contract to Golf Works, Inc. for the Golf Course Improvement project. A notice to proceed with work on the project was issued on February 15, 1995. The time which was available for preparation of project bid documents did not allow for the inclusion of cart bridge construction and repairs that are required. A new bridge which will serve holes #9 and #10, significant renovation of the existing bridge near #13, and safety improvements to all remaining bridges are required and will be accomplished by a change order to the construction contract. The total cost of this change is \$92,290.

New or improved security fencing is required along several areas on the perimeter of the Golf Course to control unauthorized public areas of the course. Areas where the course abuts heavily developed private property and where access to the course is easy and convenient need to be secured. The fence installation itself will be completed under a separate contract with a fence installer. However, clearing of the fence line may be more economically accomplished by Golf Works utilizing equipment already on site. A cost proposal has been requested from the contractor and if a satisfactory price can be obtained it will be provided at or prior to the April Board meeting.

At the January 1995 meeting, the Board also authorized the administration to advertise the Irrigation Supply System project for bids and to award a contract to the lowest and best bidder. A single bid was received for the project on March 7, 1995 which was substantially greater than the construction budget and the engineer's estimate. Therefore, the bid was rejected. The scope of the project has been modified and replanned as two smaller projects. The project elements are: (1) installation of main pumping and chlorination equipment and piping at the Norman Wastewater Treatment Plant, and (2) installation of the pipeline between the wastewater treatment plant and the Golf Course. Documents for the installation of pumping and chlorination equipment at the Norman Wastewater Treatment Plant have been modified and this element of the project will be rebid. It is recommended that the Board authorize the administration to award a contract to the lowest and best bidder. The Physical Plant Department has provided a proposal to complete the installation of the pipeline for \$205,000. This amount is approximately 35 percent less than the contractor's bid and approximately 25 percent less than the engineer's estimate. Accordingly, this work has been assigned to the Physical Plant for implementation.

Seven structures, one building foundation, concrete and asphalt paved areas, and old building debris in the area of future holes 5, 6, 7 and 8 and the driving range must be demolished and removed from the site. The Physical Plant Department has completed the removal of asbestos from the buildings and a contract has been awarded to Midwest Wrecking Company for \$97,135.94 for the remainder of the demolition.

Design of a new Golf Course Maintenance Facility has been completed. A new maintenance facility is needed to shelter and service existing and new equipment which will be required to maintain the improved course. The existing World War II-era wooden structures were inadequate, were not designed as maintenance facilities, were in the wrong location, and have been removed to permit improvements and modifications to the golf course. A site north of Constitution Street and west of the 18th fairway has been selected. This site is adjacent to the course, close to the clubhouse, and will be visually screened by existing evergreen trees and other vegetation. Miles Associates, the University's architect for small projects, has prepared plans and specifications for the project, and documents were advertised for bids in March. The project includes an equipment maintenance building, a freestanding fertilizer and chemical

storage building, and a covered equipment storage structure. Also, a restroom facility is to be constructed south of Constitution Street in the area of the #5 and #13 greens. The preliminary project budget for these items is \$297,000. It is recommended that the Board authorize the administration to award a contract to the lowest and best bidder.

Four permits from State agencies are required for elements of this project. The University has received permission from the Oklahoma Department of Transportation to bore under Highway 9 for the recycled water pipeline. Permit applications for the construction of a recycled water irrigation system and for the operation of land application of wastewater facilities at the golf course were submitted to the Department of Environmental Quality (DEQ) in early February. The application submittals were approved on March 7 and March 9, 1995, respectively. A permit application for construction work in the floodplain was approved by the Oklahoma Water Resources Board on March 14, 1995.

At the July 1993 meeting, the Board of Regents approved a project involving the construction of a Golf Team Facility as part of the Campus Master Plan of Capital Improvement Projects. After further study of the scope of the project and to reflect recent increases in construction costs, it is recommended that the project budget be increased to \$600,000. The Golf Team Facility will be funded with private monies raised as a part of the Golf Course Improvements project fund-raising effort. The fund-raising activities are now underway and it is recommended that the process required to select an architect for the project be initiated.

RESOLUTION

WHEREAS, the Board of Regents (the "Regents") of The University of Oklahoma (the "University") have heretofore determined that the best interests of the University dictate that the University Golf Course (the "Golf Course") located on the Norman Campus be renovated and upgraded (the "Renovation"); and

WHEREAS, the University has heretofore contracted with Cupp Design Services to provide design services in connection with the Renovation; and

WHEREAS, the University has heretofore contracted with Golf Works, Inc. to provide construction services in connection with the Renovation; and

WHEREAS, the University has heretofore requested the formation of a Golf Course Planning Committee (the "Committee") to assist the University in raising private funds to help the University pay the costs of Renovation; and

WHEREAS, the Committee, in order to represent to prospective Golf Course donors that the impact of their donation will be perpetuated by an excellent Golf Course maintenance program, has requested assurance from the Regents that the University will commit the funds necessary to maintain the renovated Golf Course in an excellent state of repair, irrespective that Golf Course revenues may not be sufficient to cover all maintenance expenses; and

WHEREAS, the Regents are desirous of enabling the Committee to secure the necessary funds to complete the Renovation and deem it to be in the best interests of the University to adopt the following Resolution; to-wit:

NOW THEREFORE BE IT RESOLVED that the Regents do hereby represent unto the Committee that it is their intention to maintain the renovated Golf Course in an excellent state of repair at all times, and to that end pledge to take appropriate action to make sure the Golf Course is maintained in an excellent state of repair.

President Boren recommended the Board of Regents (1) approve a change order in the amount of \$92,290 to the Golf Course Improvements construction contract with Golf Works, Inc. for the addition of golf cart bridge construction and renovation, (2) approve a second change order to the Golf Course Improvements contract for the addition of clearing work associated with the installation of perimeter security fencing, (3) authorize the administration to award a contract to the lowest and best bidder on the Golf Course Irrigation Supply System project, (4) authorize the administration to award a contract to the lowest and best bidder on the Golf Course Maintenance Facility project, and (5) approve a project budget of \$600,000 for the Golf Team Facility and authorize the administration to begin the process of selecting an architect to prepare plans and specifications for the project. The President also recommended approval of the Resolution included.

Regent Halverstadt moved approval of the recommendations. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

INTERNAL AUDITING ACTIVITIES

During the previous quarter, four audits were completed for the Norman Campus and Health Sciences Center. A listing of these audits is as follows:

Norman Campus

Instructional Services Division
Department of Modern Languages, Literatures and Linguistics

Health Sciences Center

Department of Otorhinolaryngology and Professional Practice Plan
Department of Obstetrics & Gynecology, Women's Clinic and
Professional Practice Plan, College of Medicine-Tulsa

Copies of the individual audit reports were filed with the vice president and department responsible for the activity audited, the President's Office, and the Regents' Office.

Two issues of significance were revealed in these audits. First, departmental cash handling and billing systems are generally void of a central control process. This situation provides unusual opportunity for error and/or defalcations and is correctable. Second, systemic controls are also missing in quality reviews of medical billings that ensure collectibility. This is particularly a problem for Medicaid and Medicare billings. The lack of effective controls results in improper billing and uncollectibility of charges and can be corrected. Risks associated with these two issues are too great to cite economic factors for non-compliance.

Fourteen post-audit reviews, shown below, were also conducted. Of the 36 recommendations revisited during these reviews, all were found to be satisfactorily implemented.

Norman Campus

Goddard Health Center
Graduation Requirements
College of Fine Arts Revenue and Cash Receipt Processes, 2nd Review
Employee Accounts Receivable

Alternate System for Settlement of Higher Education Miscellaneous Claims
Program
Energy Center
College of Continuing Education Cash Receipts

Health Sciences Center

Communication Sciences and Disorders, College of Allied Health
Petty Cash and Change Funds
Department of Family Medicine Professional Practice Plan
College of Nursing and Professional Practice Plan
Telecommunications Service Unit
Grants and Contracts Disbursements
Department of Otorhinolaryngology, Audiology Clinic Special Review

Changes are requested to the audit plan as a result of having budgeted audits for the past two years based on re-establishing an auditor position on the Health Sciences Center Campus that was eliminated as a result of budget cuts, yet never accomplished. Applications have been received and the additional position is expected to be filled as of April 1. The request to defer these audits is necessary to establish a reasonable audit plan for the current year and in order to begin next year's audit plan in a timely manner.

The following areas are scheduled for completion during the fourth quarter:

Norman Campus

NCAA Financial Audit
Honors Program
Grants and Contracts
English
Student Services
Vice President for Student Affairs
Student Union
Printing Services
University Computing Services
Geosciences Dean
Property and Liability Insurance
Employee Benefits, Internal and External Administration
Investments
Campus Computer Networks
Records Retention
Department of Zoology

Health Sciences Center Campus

Tulsa Family Practice and PPP
Tulsa Residency Program
Medical Records
PPP Central Collection System
Dentistry Faculty Practice
Dental Student Store
Allied Health
Site Support
Microcomputer and Data Communications Support
Department of Psychiatry and Behavioral Sciences and PPP

The President recommended that the Health Sciences Center audits for Equipment, Graduate College, Central Mailing, Travel, Anatomical Sciences, and Steam and Chilled Water Plant be removed from the audit plan for this year and be included in the audit plan for next fiscal year.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

PROPOSALS, CONTRACTS, AND GRANTS

A list of awards and/or modifications in excess of \$100,000 or that establish or make policy for the University, or that otherwise involve a substantial or significant service to be performed by the University were included in the agenda. Comparative data for fiscal years 1994 and 1995, current month and year-to-date, were also included.

The Provisions of Goods and Services policy (amended December 4, 1992) provides that new contracts and grants in excess of \$100,000 must be referred to the Board of Regents for ratification. In addition, in those cases where a contract, grant, document, or arrangement involved would establish or make policy for the University, or otherwise involve a substantial or significant service to be performed by the University, that contract, arrangement, or document shall be referred to the Board of Regents for Approval.

February, 1995 Summary:

Norman Campus and Health Sciences Center Combined Data

- Research expenditures are up 4% from last year (\$35.2 million vs. \$33.9 million), awards are up 7% (\$45.4 million vs. \$42.3 million), and proposal activity is up 18% (\$144.0 million vs. \$122.3 million).

Norman Campus

- Research expenditures are down 2% from last year (\$18.3 million vs. \$18.6 million), but awards are up 8% (\$22.0 million vs. \$20.4 million) and proposal activity is up 23% (\$102.3 million vs. \$83.2 million).
- College of Continuing Education expenditures are up 11% from last year at \$11.0 million, awards are up 2% (\$10.5 million vs. \$10.3 million), but proposal activity is down 95% (\$12.4 million vs. \$243.2 million*).

Health Sciences Center

- Research expenditures are up 11% over last year (\$16.9 million vs. \$15.2 million), awards are up 7% (\$23.4 million vs. \$21.9 million), and proposal activity is up 7% (\$41.7 million vs. \$39.1 million).
- Total expenditures are up 10% over last year (\$33.3 million vs. \$30.2 million), awards are up 13% (\$38.2 million vs. \$33.7 million), and proposal activity is up 5% (\$48.4 million vs. \$46.0 million).

* November 1993 included an unusually large proposal (\$203 million) for National Air Traffic Instructional Services Contract.

President Boren recommended the Board of Regents ratify the awards and/or modifications for February, 1995.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

MINUTES

Regent Halverstadt moved approval of the minutes of the annual meeting held on March 20-21, 1995 as printed and distributed prior to the meeting. The following voted yes on motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

REGENTS' FUND INVESTMENTS

During the two months ended February 28, 1995, the investment transactions listed below were made based upon investment recommendations provided by J. & W. Seligman & Co. These transactions were designed to sell or reduce current holdings as a source of funds to establish several new positions.

Purchases: New Holdings

1,500 Shares	Capital Cities/ABC, Inc.
2,500 Shares	Forest Laboratories, Inc.
2,000 Shares	Medtronic
5,000 Shares	Merck & Co., Inc.
7,000 Shares	Stop & Shop

Sales:

1,500 Shares	American Greetings
3,000 Shares	Chrysler Corporation
1,000 Shares	Eastman Kodak
1,000 Shares	Home Depot
3,000 Shares	Michael's Stores
1,000 Shares	Telefonos de Mexico
2,000 Shares	United Healthcare
5,000 Shares	York International Corporation

Capital Cities/ABC, Inc. is a diversified entertainment/communications company. The company's main businesses are ABC Television Network, ABC TV Station Group, ABC Radio Network, ABC Cable and International (ESPN and ESPN2), and the Publishing Group. The company is benefiting from several factors including: a national advertising recovery, successful TV ratings on core shows, future ownership benefits of its own media productions, and a growing appreciation for the sprawling international media investments made over the past several years.

Forest Laboratories, Inc. is a mid-sized producer of specialty branded ethical drugs and a controlled release line of generic drugs. Major products include aerobid for asthma, the Lorcet line of analgesics and Tessalon cough suppressant. The company's sales force focuses on specialty physician groups with high prescription rates for its products.

Medtronic is the leading worldwide producer of implantable cardiac pacemakers and a major manufacturer of non-implantable pacemakers, artificial heart valves and therapeutic catheters. Despite increased competition, the company is in a strong phase of its growth and development, as reflected by an array of new products, including implantable cardioverter-defibrillators to treat rapid heart beating.

Merck & Co, Inc., the world's largest ethical drug manufacturer, is coming into a new product cycle that is likely to be stronger than is generally realized. The company has four new drug applications pending before the FDA, all of which could be approved by the end of this year. These include Cozaar, a drug used for hypertension with relatively few side effects. To be filed shortly is a possible large new drug, Fosamax, used once daily and orally for osteoporosis, a market in which only 15% of patients are currently being treated. Medco, Merck's distribution arm, should serve to stimulate new product flow by gaining access to managed care formularies on a timely basis.

Stop & Shop is a well-managed supermarket operator located primarily in New England. Due to the nature of its territory, the company is well protected from competitive extremes. Future estimated earnings growth of 15% or more per annum is based on margin benefits from replacing conventional stores with superstores, annual square footage growth of 10% to 11%, entry into new markets in Long Island and Northern New Jersey and deleveraging of its balance sheet through the continued reduction of long term debt.

The allocation of resources within the fund following these investment transactions was in line with the Regents' investment policy. A schedule presenting the status of the Regents' Fund Consolidated Investment Fund as of February 28, 1995 was included in the agenda.

The Seligman recommendations were approved and these transactions have been completed.

This report was presented for information. No action was required.

ACADEMIC PERSONNEL ACTIONS
PRELIMINARY TENURE REVIEW - NORMAN CAMPUS AND HEALTH
SCIENCES CENTER
ADMINISTRATIVE AND PROFESSIONAL PERSONNEL ACTIONS
LITIGATION

Regent Halverstadt moved the Board meet in executive session with Chief Legal Counsel Fred Gipson and Interim Provost Nancy Mergler for the purpose of discussing personnel matters as listed above and hearing a report on pending and possible litigation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

The executive session began at 11:00 a.m. in the small Board Room with all Regents in attendance. The executive session concluded at 12:25 p.m.

ACADEMIC PERSONNEL ACTIONSHealth Sciences Center:

Appointments or Reappointments:

Nurtan Alan Esmen, Ph.D., Professor of Occupational and Environmental Health, annual rate of \$85,000 for 12 months (\$7,083.33 per month), July 1, 1995. Paid from 25069660, Occupational and Environmental Health; D9160400, Research Incentive Program; 25019660, Research Center, pos. 226420.

Lorraine Halinka Malcoe, Ph.D., Assistant Professor of Biostatistics and Epidemiology, annual rate of \$53,500 for 12 months (\$4,458.33 per month), June 1, 1995 through June 30, 1995. Paid from 25049560, Biostatistics and Epidemiology, pos. 223400.

Allene B. Jackson, M.D., Clinical Assistant Professor of Family Medicine, annual rate of \$48,000 for 12 months (\$4,000.00 per month), .80 time, March 15, 1995 through June 30, 1995. Paid from 2218-2, Family Medicine, pos. 180650.

Barry P. Greenley, D.D.S., Assistant Professor of Fixed Prosthodontics, annual rate of \$52,000 for 12 months (\$4,333.33 per month), July 1, 1995 through June 30, 1996. Paid from 1033-3, Fixed Prosthodontics, and A0005269, AEG Dentistry Resident Clinic, pos. 023850.

Richard S. Blauvelt, Adjunct Assistant Professor of Pediatrics and Chief Operating Officer, Professional Practice Plan, College of Medicine, annual rate of \$100,000 for 12 months (\$8,333.33 per month), April 1, 1995 through June 30, 1995. Paid from A0000570, PPP Central Administration, pos. 295101.

Liliana Speed, Ed.D., Clinical Assistant Professor of Psychiatry and Behavioral Sciences, annual rate of \$40,000 for 12 months (\$3,333.33 per month), March 1, 1995 through June 30, 1995. Paid from 22209520, Psychiatry and Behavioral Sciences, and A0000080, PPP Psychiatry and Behavioral Sciences, pos. 188860.

Anna Migliore, Clinical Instructor in Physical Therapy, FTE: \$52,000; annual rate of \$42,000 for 12 months (\$3,500.00 per month), PPP: \$10,000, March 24, 1995 through June 30, 1995. Paid from C4322103, DHS/Provide Physical Therapy and Occupational Therapy, pos. 238895.

Changes:

M. DeWayne Andrews, David Ross Boyd Professor of Medicine and Chief, General Internal Medicine, Department of Medicine; given additional title Associate Dean for Graduate Medical Education, College of Medicine, December 1, 1994.

Paulette G. Burns, Assistant Professor of Nursing; title Interim Director, OU-University Center at Tulsa Services, deleted; salary changed from annual rate of \$58,150 for 12 months (\$4,845.81 per month) to annual rate of \$51,498 for 12 months (\$4,291.48 per month), January 1, 1995 through June 30, 1995. Paid from 20069540, College of Nursing, pos. 069575.

Mazen Dimachkie, title changed from Clinical Assistant Professor to Assistant Professor of Neurology, November 21, 1994 through June 30, 1995.

Kenneth Hart, title changed from Associate Professor to Clinical Associate Professor of Family Medicine, Division of Occupational and Environmental Medicine, salary changed from annual rate of \$61,800 for 12 months (\$5,150.00 per month), full time, to annual rate of \$33,984 for 12 months (\$2,832.00 per month), .55 time, March 1, 1995 through June 30, 1995. Paid from 2218-2, Family Medicine, pos. 181379.

David I. Kraft, Clinical Professor of Medicine, salary changed from annual rate of \$26,633 for 12 months (\$2,219.42 per month), .50 time, to annual rate of \$16,194 for 12 months (\$1,349.50 per month), .30 time, March 1, 1995 through June 30, 1995. Paid from 22719520, Medicine, pos. 136239.

Su An Phipps, Clinical Assistant Professor of Nursing, salary changed from annual rate of \$8,562 for 9 months (\$713.50 per month), .20 time, to annual rate of \$20,562 for 9 months (\$1,713.50 per month), .50 time, January 1, 1995 through May 12, 1995. Paid from 20069540, College of Nursing, and C1137403, Couples Infertility, Racial and Socioeconomic, pos. 068875.

Steven M. Sullivan, Director, Oral and Maxillofacial Surgery Residency Program, College of Dentistry, and Adjunct Associate Professor of Oral and Maxillofacial Surgery, Department of Surgery, College of Medicine; title changed from Clinical Associate Professor and Interim Chair to Associate Professor and Chair of Oral and Maxillofacial Surgery, College of Dentistry, May 1, 1995 through June 30, 1995.

Resignations and/or Terminations:

Jay R. Skidmore, Associate Professor of Psychiatry and Behavioral Sciences, April 30, 1995 (with accrued vacation through June 9, 1995).

Julian R. Skoyles, Visiting Instructor in Anesthesiology, February 28, 1995 (with accrued vacation through March 7, 1995).

Catherine Young, Clinical Assistant Professor of Pediatrics, February 28, 1995 (with accrued vacation through March 29, 1995).

Retirements:

Betty J. Durland, Associate Professor and Chair of Dental Hygiene, June 30, 1995 (with accrued vacation through July 31, 1995); named Professor Emeritus of Dental Hygiene.

Dean L. Johnson, Professor of Removable Prosthodontics, March 31, 1995 (with accrued vacation through April 28, 1995); named Professor Emeritus of Removable Prosthodontics.

Norman Campus:

Leaves of Absence:

Ronald L. Halterman, Associate Professor of Chemistry and Biochemistry, partial leave of absence without pay, August 16, 1995 through May 15, 1996. Awarded an Alexander von Humboldt Fellowship.

Appointments or Reappointments:

Loretta Fowler, Ph.D., Chair and Professor of Anthropology with tenure, annual rate of \$80,000 for 12 months (\$6,666.67 per month), August 16, 1995. Paid from 122-7202, Anthropology, pos. 9.60.

Edwin Tucker, reappointed Adjunct Professor and Senior Research Associate in Chemistry and Biochemistry, salary changed from annual rate of \$47,100 for 12 months (\$3,925.00 per month) to annual rate of \$55,200 for 12 months (\$4,600.00 per month), March 1, 1995 through May 31, 1995. Paid from 125-4349, IARS - Christian, pos. 905.65. Paid from grant funds; subject to availability of funds.

Jiandong Ju, Assistant Professor of Economics, annual rate of \$45,500 for 9 months (\$5,055.56 per month), August 16, 1995 through May 15, 1996. If Ph.D. not received before August 16, 1995, title to be changed to Acting Assistant Professor and salary changed to \$40,000 for 9 months. Paid from 122-7229, Economics, pos. 1.60.

Sangeeta Kasturia, Assistant Professor of Economics, annual rate of \$45,500 for 9 months (\$5,055.56 per month), August 16, 1995 through May 15, 1996. If Ph.D. not received before August 16, 1995, title to be changed to Acting Assistant Professor and salary changed to \$40,000 for 9 months. Paid from 122-7229, Economics, pos. 4.60.

Majed Khodr, reappointed Adjunct Assistant Professor of Electrical Engineering, salary remains at annual rate of \$22,024 for 9 months (\$2,447.15 per month), .50 time, August 16, 1995 through December 31, 1995. Paid from 122-7231, Electrical Engineering, pos. 701.60.

Susan Lynn Kates, Assistant Professor of English, annual rate of \$35,000 for 9 months (\$3,888.89 per month), August 16, 1995 through May 15, 1996. If Ph.D. not complete by August 16, 1995, title to be changed to Acting Assistant Professor and salary changed to \$33,000 for 9 months. Paid from 122-7234, English, pos. 2.60.

Ralph Schoolcraft, Assistant Professor of Modern Languages, Literatures, and Linguistics, annual rate of \$32,000 for 9 months (\$3,555.55 per month), August 16, 1995 through May 15, 1996. If Ph.D. not completed by August 16, 1995, title to be changed to Acting Assistant Professor and salary changed to \$30,000 for 9 months. Paid from 122-7268, Modern Languages, Literatures, and Linguistics, pos. 2.60.

Rex T. Ellington, reappointed Faculty Associate, Science and Public Policy Program, salary remains at annual rate of \$7,200 for 12 months (\$600.00 per month), .14 time, April 1, 1995 through June 30, 1995. Paid from 122-7436, Science and Public Policy Program Research, pos. 703.63.

Erik Rasmussen, reappointed Research Associate; changed from Oklahoma Climatological Survey to Cooperative Institute for Mesoscale Meteorological Studies, salary remains at annual rate of \$47,806 for 12 months (\$3,983.87 per month), April 1, 1995 through June 30, 1995. Paid from 125-6570, CIMMS Task II, pos. 905.65. Paid from grant funds; subject to availability of funds.

Zinaida Kogan, reappointed Research Scientist, Cooperative Institute for Mesoscale Meteorological Studies, salary remains at annual rate of \$22,102 for 12 months (\$1,841.83 per month), .50 time, March 1, 1995 through June 30, 1995. Paid from 125-4358, CIMMS-ARM, pos. 905.65. Paid from grant funds; subject to availability of funds.

Changes:

Robert Lusch, Helen Robson Walton Chair in Marketing and Professor of Marketing and of Accounting; salary changed from annual rate of \$106,364 for 9 months (\$11,818.22 per month) to annual rate of \$123,000 for 9 months (\$13,666.66 per month), August 16, 1995. Additional funding for raise in salary will be provided by the Helen Robson Walton Endowed Chair account. Counteroffer to retain at OU. Paid from 122-7213, Business Administration Instruction, pos. 136.60.

James Mouser, title changed from Associate Professor of Business Law (Environmental Analysis and Policy) to Associate Professor of Legal Studies (Marketing), August 16, 1994; retains title College of Business Administration Alumni Council Teaching Fellow through May 15, 1995.

Duane Stock, Director of Finance Division and Professor of Finance; temporary increase corrected from \$2,057 to rate of \$6,857, January 16, 1995 through June 30, 1995. Temporary increase for directorship duties associated with the Center for Financial Studies.

Resignations and/or Terminations:

Sara Baker, Assistant Professor of Psychology, May 15, 1995.

Susan Rivera, Assistant Professor of Modern Languages, Literatures, and Linguistics, May 15, 1995.

Retirements:

John N. Farmer, David Ross Boyd Professor of Zoology and Director, Undergraduate Studies, College of Arts and Sciences, May 31, 1995; named David Ross Boyd Professor Emeritus of Zoology.

James Robertson, Professor of Civil Engineering and Environmental Science, May 31, 1995; named Professor Emeritus of Civil Engineering and Environmental Science.

Kenneth Starling, George Lynn Cross Research Professor and Sliepcevich Professor of Chemical Engineering and Materials Science, February 28, 1995; named George Lynn Cross Research Professor Emeritus of Chemical Engineering and Materials Science. Correction of Emeritus title.

Leon Zelby, Professor of Electrical Engineering, May 31, 1995; named Professor Emeritus of Electrical Engineering.

President Boren recommended approval of the academic personnel actions shown above.

Regent Lewis moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

PRELIMINARY TENURE REVIEW - NORMAN CAMPUS AND HEALTH SCIENCES CENTER

Information on the faculty members considered for tenure this year on both campuses of the University was included in the agenda for Regents' review. No action was proposed.

Regent Halverstadt requested a discussion at the next meeting on tenure--what is tenure, why do we have it and what is it meant to accomplish. He said given the rapid changes in higher education, is tenure an appropriate vehicle. Should tenure be kept as it is, changed, or eliminated? Would the vehicle of tenure as we know it in higher education circles

be more effective if granted for a specified period of time after which there would have to be a recertification process to retain tenure. Dr. Halverstadt said he would like these questions addressed so that Regents might have a better idea of what the request for tenure means as the Regents address it.

ADMINISTRATIVE AND PROFESSIONAL PERSONNEL ACTIONS

Norman Campus:

Appointments or Reappointments:

Sylvia V. Duca, reappointed Program Director/Principal Investigator, NASA Space Grant Consortium, salary remains at annual rate of \$48,354 for 12 months (\$4,029.50 per month), March 1, 1995 through May 31, 1995. Administrative Staff. Paid from 125-6472, NASA Space Grant Consortium, and 125-5983, Oklahoma Climatological Survey-Earthstorm, pos. 905.65. Paid from grant funds; subject to availability of funds.

Cynthia A. Edwards, reappointed FAA Project Manager, FAA Air Traffic Controllers, salary remains at annual rate of \$50,107.20 for 12 months (\$4,175.60 per month), February 1, 1995 through June 30, 1995. Managerial Staff. Paid from 125-6693, FAA/ATC, pos. 905.65, and 122-7521, CCE Grant and Contract Development, pos. 751.65. Paid from grant funds; subject to availability of funds.

Barbara J. Laquer, reappointed Senior Program Development Specialist, Continuing Education and Public Service, salary remains at annual rate of \$41,520 for 12 months (\$3,460.00 per month), February 1, 1995 through June 30, 1995. Professional Staff. Paid from 125-8216, AII (Nee-kon Project), and 125-8604, AII (Indian Programs), pos. 905.65. Paid from grant funds; subject to availability of funds.

Eunice C. McDowell, College Program Director, School of Social Work, annual rate of \$45,000 for 12 months (\$3,750.00 per month), March 1, 1995 through June 30, 1995. Administrative Staff. Paid from 125-4177, IV-E Social Work Program, pos. 905.65. Paid from grant funds; subject to availability of funds.

Sondra C. Richardson, Assistant Dean for Student Services, College of Law, annual rate of \$50,000 for 12 months (\$4,166.67 per month), May 1, 1995. Administrative Staff. Paid from 272-7003, Law Center Administration, pos. 101.65.

John F. Ross, reappointed Senior Contract Coordinator, Postal Contract, salary remains at annual rate of \$44,942 for 12 months (\$3,745.17 per month), March 1, 1995 through September 15, 1995. Administrative Staff. Paid from 125-8255, Postal Contract, pos. 905.65. Paid from grant funds; subject to availability of funds.

President Boren recommended approval of the administrative and professional personnel actions shown above.

Regent Halverstadt moved approval of the recommendation. The following voted yes on the motion: Regents Blankenship, Bentley, West, Hall, Halverstadt, Lewis, and Siegfried. The Chair declared the motion unanimously approved.

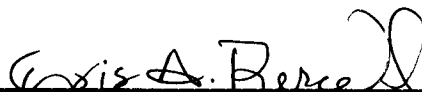
LITIGATION

There was no report given on this item.

April 19, 1995

24373

There being no further business, the meeting adjourned at 12:30 p.m.



Chris A. Purcell
Executive Secretary of the Board of Regents

UNIVERSITY OF OKLAHOMA STUDENT ASSOCIATION
GRADUATE STUDENT SENATE
5 MARCH 1995
UNDERGRADUATE STUDENT CONGRESS
7 MARCH 1995

SENATE BILL NO.: GS95 - 3
CONGRESSIONAL BILL NO.: 530601

TITLE: AN ACT ESTABLISHING A 29 MARCH 1995 REFERENDUM TO AMEND THE CONSTITUTION OF THE UNIVERSITY OF OKLAHOMA STUDENT ASSOCIATION.

SECTION 1: This act shall be known and may be cited as THE UOSA CONSTITUTIONAL AMENDMENTS ACT OF 1995.

SECTION 2: The purpose of this act is inherent in the title.

SECTION 3: A student referendum is hereby established on 29 March 1995.

SECTION 4: The ballot for the student referendum shall read as follows:

Shall the subsequent amendments be adopted to the Constitution of the University of Oklahoma Student Association?

CONSTITUTION OF THE UNIVERSITY OF OKLAHOMA STUDENT ASSOCIATION

ARTICLE I: Name

The name of this organization shall be the University of Oklahoma Student Association (hereinafter referred to as 'UOSA').

ARTICLE II: Membership

Section 1: Every regularly enrolled student at the University of Oklahoma, Norman campus, shall be a member of ~~University of Oklahoma Student Association~~ the UOSA.

- (1) Students classified as undergraduates may participate in all levels of government, except where explicitly stated otherwise in ~~the~~ this Constitution.
- (2) Students classified as graduate students may participate in all levels of government, except where explicitly stated otherwise in this

Constitution.

- (3) Students classified as law students may participate in all levels of government, except where explicitly stated otherwise in this Constitution.

ARTICLE III: Legislative Branch

Section 1: All legislative powers of the ~~University of Oklahoma Student Association~~ UOSA shall be vested in a Legislative Branch which shall consist of an Undergraduate Student Congress (hereinafter referred to as 'Congress') and a Graduate Student Senate (hereinafter referred to as 'Senate').

Section 2:

- (1) Members of ~~Student~~ Congress shall be elected on the basis of their academic district. Students will be classified by their most recent declared major except in the case that said student is in the University College as determined by official University records. Vacancies in elected districts shall occur when a member changes districts. Members of ~~Student~~ Congress must be classified as undergraduate students, or, when applicable, special students.
- (2) Members shall be elected for a one year term, with elections to be held at least once a year as determined by an act of ~~Student~~ Congress. ~~Student~~ Congress shall be divided into twelve (12) districts. These districts will be apportioned on the basis of academic interests.

Architecture District: Shall consist of all students in the College of Architecture.

Life and Physical Science District: Shall consist of all students with declared majors in the following Arts and Sciences Departments: Botany and Microbiology, Chemistry, Mathematics, Physics, Astronomy, and Zoology.

Social Science District: Shall consist of all students with declared majors in the following Arts and Sciences Departments: Anthropology, Communication, Economics, Geography, Human Development, Human Relations, Political Science, Psychology, and Sociology.

Humanities District: Shall consist of all students with declared majors in the following Arts and Sciences Departments: Classics,

English, History, History of Science, Modern Languages, Philosophy, Film and Video Studies, and other planned programs in the College of Arts and Sciences unless otherwise specified.

Professional District: Shall consist of all students with declared majors in the following Arts and Sciences Departments: Journalism and Mass Communications, ~~Health, Physical Education and Recreation~~ Health and Sports Sciences, Library and Information Studies, and Social Work.

Accounting and Finance District: Shall consist of all Accounting and Finance majors in the College of Business.

Management and Marketing and other programs District: Shall consist of all students with declared majors in the Departments of Management and Marketing, and other planned programs in the College of Business unless otherwise specified.

Education District: Shall consist of all students in the College of Education.

Engineering District: Shall consist of all students in the College of Engineering.

Fine Arts District: Shall consist of all students in the College of Fine Arts.

Geosciences District: Shall consist of all students in the College of Geosciences.

University College District: Shall consist of all students in the University College, including pre-Health Science Center students.

- (3) ~~When congressional vacancies occur in any district, such vacancies shall be filled by interim appointment within fifteen (15) days of the official, written public declaration by Student Congress of vacancies. Interim appointments must belong to the districts they represent. The appointment shall be made by a majority vote of the Congressional Administration Committee of the Student Congress. The terms shall be filled by interim appointment until the next general election, at which time the vacated terms shall be filled by that election.~~ Congressional vacancies shall be filled in accordance with the procedures established in the Congress By-Laws and in acts concerning election procedures.

- (4) ~~Student~~ Congress shall elect its officers.
- (5) The Student Congress shall consist of forty-eight (48) representatives effective the fiftieth Congress. Each district's proportion of representatives will be decided every two years before the first general election of the year. This apportionment will be calculated by using the most recently available enrollment figures and must be calculated by an act of ~~Student~~ Congress in a timely fashion. The total number of undergraduates will be divided by forty-eight (48) seats to determine the proportion of students represented by each congressional seat. Then each district's seats are to be allocated in the most equally proportioned manner based on enrollment.
- (6) ~~Students may vote for one candidate in their respective district.~~

Section 3:

- (1) Members of the ~~Graduate Student~~ Senate shall represent their respective graduate department. ~~Vacancies in department seats shall occur when a delegate leaves the department.~~
- (2) Members of the ~~Graduate Student~~ Senate shall be elected by the graduate students of their respective departments ~~or by departmental appointment.~~ Elections ~~or appointments to~~ for the ~~Graduate Student~~ Senate shall be held in mid-spring. Members of the ~~Graduate Student~~ Senate must be classified as graduate students ~~and law students.~~ Representation shall be as follows:

Graduate College: Each department shall be represented by no more than two delegates senators.

~~Law School: ——— Shall be represented by a proportion of senators reflective of ——— Graduate College and Law School enrollment.~~

- (3) ~~When vacancies happen in the representation from any department, such vacancies shall be filled by interim appointment within fifteen (15) days of the official, written public declaration by the Graduate Student Senate of the vacancies. Interim appointments must reside in the departments that they represent. Applicants must submit a petition of exactly twenty-five (25) signatures from members of their department in which the vacancy occurs of approval of the departmental head. The terms shall be filled by interim appointment until the next general election, at which time the vacated terms shall be filled by election or appointment. Senate vacancies shall be filled in accordance with the Senate By-Laws.~~

the legislative branch.

- (6) ~~Every bill which has been approved by either or both houses of the Legislative Branch shall, before it becomes law, be presented to the Student President. If he/she signs a bill it will become effective. If he or she vetoes it, both houses of the Legislative branch shall then proceed to reconsider it. If two thirds of the present and voting membership of each house vote to pass the bill, it will become effective. If any bill is neither signed nor vetoed by the President within ten days (Sundays excepted) after it was presented to him/her, the same shall be enacted in like manner as if he or she had signed it.~~
- (7) ~~Having been enacted by the University of Oklahoma Student Association, all acts except those specifically dealing with the internal operation of the University of Oklahoma Student Association shall be presented to the President of the University; if he/she approves he/she shall sign it, but if not, he or she shall return it with his/her objections to the Legislative Branch which shall proceed to reconsider it. If after such reconsideration two thirds of the individual houses of the Legislative Branch, according to the procedures denoted in this constitution, agree to pass the bill, it shall be presented to the Board of Regents of The University of Oklahoma for their consideration. If any bill shall not be returned by the President of the University within ten days (Sundays excepted) after it shall have been presented to him/her, the same shall be enacted in like manner as if he/she had signed it.~~
- (1) Acts of Procedure are those actions passed by either House which pertain solely to that House and neither requires the consent nor may be reviewed by the other. Acts of Procedure are not sent to the Student President for approval, nor may they be vetoed by the Student President.
- (2) Acts of Legislation are those actions passed by either House which affect both Houses or the UOSA as a whole. Any Act of Legislation passed in one House shall be sent to the other House for consideration and approval by majority vote. If the reviewing House fails to pass the Act, then the Act of Legislation shall be referred to a Joint Committee of both Houses.
- (3) Joint committees shall be composed of the Chairs of each House, the Chairs and Vice Chairs of the Committee with jurisdiction over the Act of Legislation, and the Vice Chair or representative of the House in which it originated. The Chair of the House in which the Act was first moved shall preside over the Joint Committee and vote only in case of a tie. The resultant Act approved by the Joint Committee shall be referred to each House for consideration. If the Act passes each

House by majority vote, then it must be presented to the Student President in accordance with subsection seven (7) below. If the Act reported out of the Joint Committee is not upheld by each House, the Act fails.

- (4) Congressional Resolutions are those resolutions passed by the Congress which pertain solely to that House and neither require the consent nor may be reviewed by the Senate. Congressional Resolutions are not sent to the Student President for approval, nor may they be vetoed by the Student President. Congressional Resolutions do not represent the position of the UOSA as a whole but only that of the Congress and its constituents.
- (5) Senate Resolutions are those resolutions passed by the Senate which pertain solely to that House and neither require the consent nor may be reviewed by the Congress. Senate Resolutions are not sent to the Student President for approval, nor may they be vetoed by the Student President. Senate Resolutions do not represent the position of the UOSA as a whole but only that of the Senate and its constituents.
- (6) Joint Resolutions are those resolutions passed by each House and represent the position of the UOSA as a whole. A Joint Resolution shall be written by a joint committee of members of each House upon request by a majority vote of the officers of each House. The members of the joint committee shall be the Chairs of each House and the Chairs of the committees of each House with jurisdiction over the issue. The joint committee shall elect a presiding officer. The Joint Resolution authored by the joint committee shall be presented to each House for consideration. Any Joint Resolution not approved by each House shall fail.
- (7) Acts of Legislation and Joint Resolutions passed by each House must be sent to the Student President for approval and may be vetoed by the Student President. If the Student President vetoes an Act of Legislation or a Joint Resolution, then it will be returned to both Houses for reconsideration and will be enacted if two-thirds (2/3) of the present and voting membership of each House votes to pass it. If any Act of Legislation or Joint Resolution is neither signed nor vetoed by the Student President within ten (10) days (Sundays excepted) of being presented to him or her, the same shall be enacted in like manner as if he or she had signed it.
- (8) Having been enacted by the UOSA, all Acts of Legislation shall be presented to the University President for approval and may be vetoed. Upon approval by the University President, the Act shall be presented to the Board of Regents of the University of Oklahoma. If the

University President vetoes the Act, he or she shall return it, with his or her objections, to the Legislative Branch for reconsideration. If after such reconsideration two-thirds (2/3) of the present and voting membership of each House votes to pass it, the Act shall be presented to the Board of Regents. If an Act is neither signed nor vetoed by the University President within ten (10) days (Sundays excepted) after presented to him or her, then it shall be forwarded to the Board of Regents as if the University President had signed it.

Section 78: Each House of the Legislative Branch shall be the judge of the ~~election returns and~~ qualifications of its members and a majority shall constitute a quorum to do business. Each House may be authorized to compel the attendance of absent members in such manner and under such penalties as the Houses may provide.

Section 89:

- (1) The Legislative Branch shall have the right of impeachment and removal within the Executive and Legislative Judicial branches. ~~The impeachment of any member of the Judicial branch of the University of Oklahoma Student Association will be handled by the Judicial Tribunal. When sitting for that purpose, they shall be an oath or affirmation.~~
- (2) ~~The Student Congress will~~ shall have the sole power to bring impeachment charges against the members of the Executive ~~Branch~~ and Judicial branches. ~~The Graduate Student Senate will~~ shall have the sole power to try all impeachments. When the Student President is tried, the Chief Justice of the ~~Student Association~~ UOSA Superior Court shall preside over the Senate. No person charged with impeachment shall be convicted without the concurrence of two-thirds (2/3) of the ~~entire Graduate Student Senate~~.
- (3) Each House of the Legislative Branch may determine the rules of its proceedings ~~and with concurrence of two thirds members expel a member in all matters not covered in this Constitution, including~~ impeachment of its members.

Section 9 ~~10~~: ~~The University of Oklahoma Student Association~~ UOSA may establish reasonable academic qualifications for candidates for elective or appointive offices of the ~~University of Oklahoma Student Association~~ UOSA.

ARTICLE IV: Executive Branch

Section 1: The executive power of the ~~University of Oklahoma Student Association~~ UOSA shall be vested in a Student President. There shall also be a Student Vice President. Their terms shall begin in the spring semester one week after the validation of election. The Student President and Vice President shall be popularly elected together by majority vote of the ballots cast in an election for that purpose. In such a case that no ticket shall receive a majority, the two tickets having received the greatest number of votes shall stand in a run-off election no later than one week after the primary election, the ticket receiving a majority being elected.

~~Section 2: - The Student President and Vice President shall, at the time of their election and for their entire term, be members of the University of Oklahoma Student Association.~~

Section 3 2:

- (1) In the case of the removal or impeachment of the Student President from office, resignation from office, or his or her inability to discharge the powers and duties of the office, those powers and duties shall devolve to the Vice President.
- (2) In the case of the removal or impeachment of the Student ~~Body~~ Vice President from office, resignation from office, or his or her inability to discharge the powers and duties of the office, the office shall be filled by UOSA Student Presidential appointment with the advice and consent of the ~~UOSA~~ Legislative Branch.
- (3) Upon the vacancy of the office of UOSA Student Vice President, applications for the office shall be made available by the UOSA Student President. The application period shall extend for no less than five school days and shall be advertised in the student newspaper for the duration of the application period.
- (4) Should the vacancy of the office of UOSA Student Vice President occur before the fall general election, the Vice President appointee shall be placed on the fall ballot for approval by the student electorate.

Section 4: The Student President and Vice President shall receive for their services a salary. Said salary shall neither be increased nor decreased during the period for which they shall have been elected. They shall also not receive, within that period, any other stipend from The University of Oklahoma, except for loans or other financial aids.

Section 5:

- (1) The Student President shall have power, with the advice and consent of the Legislative Branch, to nominate and appoint all officers of the ~~University of Oklahoma Student Association~~ UOSA not otherwise provided for.
- (2) The Student President shall have the power to establish Executive Staff Positions , to assist him or her in fulfilling his or her presidential duties, with the consent of the Legislative Branch. The Student President shall have the sole power to appoint personnel to fill these positions.
- (23) The Student President shall ~~also~~ have power to fill all vacancies that may happen during the recess of the ~~Student Congress~~ Legislative Branch . ~~which shall expire at the end of their next session. The interim appointment shall expire at the end of the Legislative Branch recess.~~
- (4) The Student President shall take care that all acts of the Legislative Branch are faithfully executed.

Section 6: The Student President shall represent the ~~University of Oklahoma Student Association~~ UOSA on all official occasions and coordinate all student activities and services. He or she may address the ~~Student Congress~~ Legislative Branch, recommend to their consideration such measures as he or she shall judge necessary and expedient; he or she may convene the ~~Student Congress~~ Legislative Branch in extraordinary, joint session. ~~and shall take care that all acts of the Student Congress are faithfully executed.~~

Section 7: ~~The President and all other officers of the University of Oklahoma Student Association may be removed from office upon impeachment and conviction for cause.~~

Section 7: The ~~Student Congress~~ Legislative Branch shall create such organs as it deems shall be necessary to the implementation of the Student President's powers and duties.

Section 8:

- (1) Each residential housing center on the Norman campus shall by popular election choose a president who shall be responsible for exercising executive authority in that center and who shall be responsible to the Student President.
- (2) The center president shall be responsible for the implementation of the acts of such governing councils as the centers may establish; and he or

she shall implement in his or her respective residential area the acts of the ~~Student Congress~~ Legislative Branch and this Constitution.

ARTICLE V: Judicial Branch

Section 1: The judicial power of the ~~University of Oklahoma Student Association~~ UOSA shall be vested in one Student Court and such inferior courts as the Legislative Branch may from time to time establish. The judges of ~~the Superior Court~~ all courts shall be regularly enrolled students. ~~Of the superior court justices, a majority must have completed at least one year of law school at the time of their appointment and confirmation. Members of the inferior courts must be regularly enrolled students. The chief judges of the inferior courts and~~ must have completed two (2) semesters as a full time student at the University of Oklahoma at the time of this appointment and confirmation. Members of the inferior courts shall serve for one-year terms. Members of the Student Superior Court shall serve until they resign or cease to be regularly enrolled students at the University of Oklahoma or ~~shall be~~ are impeached and convicted for cause ~~upon a two-thirds (2/3) vote of the Judicial Tribunal.~~

Section 2: The judicial power of the ~~UOSA~~ Student Superior Court shall extend to all cases arising under this Constitution under the acts of the Legislative Branch, and under the OU Student Code. It may also call cases before it on its own initiative when a UOSA constitutional issue is in question.

Section 3: No court may render an opinion, hear evidence, nor pass judgment in the absence of a quorum, which will be a majority of all members eligible.

Section 4: The justices of the ~~UOSA~~ Student Superior Courts shall select a chairperson as Chief Justice from among their ranks. They shall also select the Chief Justice of the ~~UOSA~~ Student Traffic Court.

Section 5: The Legislative Branch shall establish the number of justices sitting on the Student Superior Court. The membership of the Student Superior Court may not be reduced in such a manner as to force the involuntary retirement of justices. The membership may be increased but such additions shall not become effective within the same presidential term as the increase shall have been initiated.

Section 6: Any additional powers which the UOSA courts shall be granted are derived from various titles of the OU Student Code.

ARTICLE VI: Initiative, Petition, Referendum and Recall

- Section 1: Upon petition by ten percent (10%) of the ~~Student Association~~ UOSA, the Student President shall call and preside over a general meeting of the ~~University of Oklahoma Student Association~~ UOSA.
- Section 2: Any member of the ~~Student Association~~ UOSA may initiate legislation provided that the proposed legislation bears the valid signature of members of the ~~Student Association~~ UOSA equal to fifteen percent (15%) of the number of students voting in the last general election. Such legislation shall be brought before the Legislative Branch for a vote. If rejected by the Legislative Branch, it shall as soon as practicable be put before a vote of the ~~Student Association~~ UOSA and ~~shall be at least equal in number to the majority of students voting in the most recent previous election for Student President~~ a majority shall be required for its passage.
- Section 3: The members of the ~~Student Association~~ UOSA may recall any elected UOSA official if the petition providing for a recall election shall be signed by the number of members of the ~~Student Association~~ UOSA equal to twenty-five percent (25%) of the total voters in district in the last general election. The question to be placed on the ballot shall be "Shall (name) be retained as (name of office)?"
- Section 4: Any bill being considered for passage by the Legislative Branch may, by a majority vote of the Legislative Branch, be referred to the members of the ~~Student Association~~ UOSA for their approval. In such case the Legislative Branch shall provide for the publication of such bill and its general dissemination among the members of the ~~Student Association~~ UOSA at least one week prior to such election. For such bill to be enacted it must receive a majority of the votes cast unless more stringent requirements are set by the Legislative Branch and fifteen percent (15%) of the total number of eligible voters shall have participated in such election. Balloting on such bill shall take place at such time and in such manner as provided by ~~the Student Congress~~, and the results of such an election shall be binding upon the Legislative Branch.

ARTICLE VII:

- ~~Section 1: Omnibus organizations shall be an arm of the UOSA executive branch. The chair/president of each organization shall be popularly elected by each student that has membership in each respective organization, with the exception of Campus Activities Council. The chair/president of each omnibus organization shall serve as a member of the UOSA President's Cabinet.~~

~~Omnibus organizations shall be defined as:~~

~~Section 2: Any organization that governs over housing centered groups as defined by Student Congress.~~

~~Section 3: Any of the nationally recognized Greek governing organizations recognized by Student Congress.~~

~~Section 4: Campus Activities Council.~~

ARTICLE ~~VIII~~-VII: Publications Board

There shall be a Publications Board responsible for the recognition of student publications. It shall also be responsible for appropriating funds to those publications. The structure of the Publications Board shall be determined by ~~the Student Congress.~~

ARTICLE ~~IX~~-VIII: Student Activity Fee Allocation

Student fees which are used to support any student activity or facility or have traditionally been labeled as student activity fees shall be deposited with and appropriated by the Legislative Branch in its discretion in conjunction with the University of Oklahoma Board of Regents' policy and the OU Student Code.

~~Section 1: If any section, subsection, sentence, clause, phrase, or portion of the Constitution of the University of Oklahoma Student Association, is for any reason, held invalid or unconstitutional by any court or body of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Constitution.~~

ARTICLE ~~X~~-IX: Amendment Procedures

Section 1: This Constitution may be amended by a majority vote of those students voting on the proposed amendment provided that the amendment shall have been presented to them by a two-thirds (2/3) majority vote of each House of the Legislative Branch at least three weeks prior to the election at which the amendment is to be voted upon.

Section 2: This Constitution may be amended by a convention called for that purpose provided that the call for such a convention receives the two-thirds (2/3) majority approval of each House of the Legislative Branch voting at the regularly scheduled meeting at least three weeks prior to a vote of the ~~University of Oklahoma Student Association~~ UOSA on the same question and provided that in that election the call for a

convention receive a majority of votes cast in the affirmative.

Section 3: This Constitution may be amended by a majority vote of those students voting on the proposed amendments provided that the amendment has been proposed to the voters by a petition bearing the signatures of ~~University of Oklahoma Student Association~~ UOSA members equivalent to fifteen percent (15%) of the total number voting in the last election for Student President.

ARTICLE ~~XI~~X: Student Bill of Rights

Students of the University of Oklahoma are guaranteed certain rights by the Constitution of the United States, the Constitution of the State of Oklahoma, and this Constitution; these rights are:

Section 1: The right to be secure in possessions and free from unreasonable search and seizures.

Section 2: Right of privacy.

Section 3: The right to academic freedom.

Section 4: The right to bring suit within the regular judiciary structure for any violation of right guaranteed by the Constitution.

Section 5: The right of judicial due process, including speedy trial, confrontation of witnesses by parties accused, representation of counsel, presumption of innocence, freedom to choose the tribunal which shall hear the case, right to appeal and protection against cruel and/or unusual punishment.

Section 6: The right not to be twice put in jeopardy for the same offense.

Section 7: The right to petition the appropriate governing bodies or officials of the University for redress of grievance.

Section 8: The right not to be denied any right, privilege, position or status by reason of discrimination on the basis of race, age, color, handicap, religion or creed, status as a veteran, ~~sex~~ gender, sexual orientation, national origin or political belief.

Section 9: The right to form, join and participate in any group or organization for any purpose which benefits the student body at the University.

Section 10: The right to establish and/or disseminate publications free from any censorship.

- Section 11: The right to invite and hear any person of their choice on any subject of their choice, subject to University regulations.
- Section 12: The right of assembly to demonstrate, inform or protest so long as the normal workings of the University are not disputed.
- Section 13: The right to use campus facilities, subject to the regulations governing the facility.

ARTICLE ~~XII~~-XI: Transfers of Function

- Section 1: Implementation of this constitution in all its aspects shall commence immediately upon passage by a majority of the members of the ~~University of Oklahoma Student Association~~ UOSA voting in a special election called for the purpose of considering this constitution.
- Section 2: Upon approval of this constitution by the membership of the ~~University of Oklahoma Student Association~~ UOSA as provided above, the current Student Congress shall serve as the Undergraduate Student Congress, with all offices retained.
- Section 3: Upon approval of this constitution by the membership of the ~~University of Oklahoma Student Association~~ UOSA as provided above, the current Graduate Student Association shall serve as the Graduate Student Senate, with all offices and officers retained.
- Section 4: The legislation of the Student Senate and the standing rules of the Constitutional Convention approved April 17, 1969, shall remain in force unless amended or repealed by the Legislative Branch. The student constitution, by-laws, and regulations or provisions of this constitution are hereby declared null and void.

ARTICLE ~~XIII~~-XII: University of Oklahoma Board of Regents' Interpretations

Section 1:

- (1) ~~The legislation of the Student Senate and the standing rules of the Constitutional Convention approved April 17, 1969, shall remain in force unless amended or repealed by the Student Congress Legislative Branch. The student constitution, by laws, and regulations or provisions of this constitution are hereby declared null and void.~~
- (2) ~~The legislation of the Student Congress shall remain in force unless amended or repealed by the Student Congress unless otherwise amended within this Constitution.~~

Section 2 ~~1~~: The Constitution was approved by the Board of Regents of The University of Oklahoma on April 17, 1969, with the following interpretations:

1. That Article ~~VIII-VII~~ relating to the Publications Board and its structure as well as its funding is the concern of the entire community and because of its nature is not one under which the student government has exclusive authority. Any action under this article shall be considered a recommendation to the President and to the Regents.
2. That under Article ~~IX-VIII~~ the action of the Legislative Branch shall be considered a recommendation to the President and the Regents in the same manner as other budget requests from the various colleges are recommendations.
3. That the Student Bill of Rights under Article ~~XI-X~~ shall apply only to action by the Student Government against the students and there shall be included in the University Constitution an overall Bill of Rights for the University Community.

Section 2: Amendments to the Constitution were approved by the Board of Regents on July 22, 1982, September 9, 1982, April 9, 1987, May 9, 1991 and March 4, 1993.

Section 3: If any section, subsection, sentence, clause, phrase, or portion of the Constitution of the University of Oklahoma Student Association, is for any reason, held invalid or unconstitutional by any court or body of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Constitution.

(NOVEMBER 1993)

Yes _____

No _____

SECTION 5: This referendum shall be voted on at all polling places designated by the Election Procedures Act of Session XLVIII.

SECTION 6: This act is hereby enacted.

SECTION 7: This act shall become effective when passed in accordance with the

SECTION 6: This act is hereby enacted.

SECTION 7: This act shall become effective when passed in accordance with the Constitution of the University of Oklahoma Student Association and upon approval by the Board of Regents of the University of Oklahoma.

Authors of the Bill: Craig Hayes and TJ Singleton

Submitted to the Senate on a motion by: Aaron Poffenberger

Action taken by Senate: Passed, 54 in favor, 0 against, 2 abstentions

Verified by Chair of Senate: Thomas J. Singleton Date: 3-7-95

Submitted to Congress on a motion by: Marshall Smith

Action taken by Congress: Passed, 32 in favor, 2 against

Verified by Chair of Congress: Ronald Craig Hayes Date: 3/10/95

Approved by UOSA President: Scott C. Martin Date: 3/10/95

PRINTING FUNDED BY UOSA