

MINUTES OF THE BOARD OF REGENTS
OF HIGHER EDUCATION
MONTANA UNIVERSITY SYSTEM
July 11, 1977
Helena, Montana

The Board of Regents of Higher Education met at 9:15 a.m., Monday, July 11, 1977 in the conference room in the Office of the Commissioner of Higher Education, Helena, Montana.

The meeting was called to order by Chairman Ted James. Also present were: Mr. Lewy Evans, Mrs. Lola Hansen, Mr. Jeff Morrison, Ms. Mary Pace, Mr. Sid Thomas, and Dr. Lawrence K. Pettit.

On motion of Dr. Pettit the minutes of the May 25, 1977 meeting were approved with the following amendments:

On page eight the last paragraph, change Item 16-002-R0577 to
Item 16-006-R0577;

On page eleven, paragraph two, line two, change \$75,000 to \$175,000.

Commissioner Pettit reported that in accordance with the authorization given him by the Board at the May meeting, his staff had been working on a new arrangement for a trustee to administer the Peter Potter Loan Fund. He said he had received notification from the Northwestern Union Trust Company in Helena that they would be willing to handle the administrative responsibilities. He moved that the Board of Regents take over this trust as agent and contract the administrative responsibilities to the Northwestern Union Trust Company. The motion carried.

Dr. Pettit reported that draft proposals of Regents' expectations to be communicated to the new presidents at Montana State University and Eastern Montana College had been prepared but consideration of the proposals should be deferred until the next meeting of the Board.

Commissioner Pettit reported that an inter-unit committee with Jack Noble as chairman had been appointed to work on the six-mill levy campaign. He asked

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that the Chairman appoint two or three Regents to work with the committee. Mr. James appointed Sid Thomas and Jeff Morrison.

Mr. Lewy Evans, Chairman of the Search and Screening Committee for the President of Eastern Montana College, moved that the Board of Regents accept the recommendation of the Search and Screening Committee to appoint Dr. John Van de Wetering President at Eastern Montana College and Professor of History, that he be given leave without pay from his position as Professor of History at the University of Montana for as long as he is President at Eastern Montana College, and that when he returns to the University of Montana the Board of Regents will provide funding for his position. Mr. Morrison questioned whether the Board should be obligated to fund this position at the University of Montana at some future date. Commissioner Pettit stated it would be safe to assume that this would not occur during this biennium and since the Board is asking the University of Montana to accommodate it at this time, it would be only fair that the Board agree to provide funding beyond whatever the budget for the University is at such time as Dr. Van de Wetering would be returning to that institution. A request was made that the motion be separated before a vote was taken on it. Mr. Evans withdrew the motion and moved that the Board of Regents accept the recommendation of the Search and Screening Committee to appoint Dr. John Van de Wetering as President of Eastern Montana College and Professor of History. The motion carried. Mr. Evans then moved that Dr. John Van de Wetering be given leave without pay from the University of Montana for as long as he is President of Eastern Montana College. The motion carried. Mr. Thomas pointed out that while everyone agreed that the

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Board should make a commitment to the funding of the position at the University of Montana, the source should not be identified at this time. Mr. Evans then moved that when Dr. Van de Wetering returns to the University of Montana his salary will be funded from outside the University of Montana budget. The motion carried. President Bowers expressed the concern of the University of Montana that the position not be counted in the number of positions to be used for funding purposes.

Commissioner Pettit moved that the Board confirm his designation of Dr. Warren Gardner as Interim President at Northern Montana College. The motion carried.

Commissioner Pettit reported that appointment of the Search and Screening Committee for a permanent president at Northern Montana College was almost completed.

Commissioner Pettit asked President Bowers to report on the accreditation visit for the School of Pharmacy at the University of Montana. President Bowers reviewed some of the areas of concern which had been raised by the accreditation team. He said he had made it quite clear to them that the University of Montana was undergoing a thorough program review and was not able to make commitments to any program at this time. He reported that the accreditation team had chosen to reserve judgment until after the review has been completed.

Commissioner Pettit advised the Board that the First Year Report of the Joint Program Planning Committee on the Integration of Western Montana College and the University of Montana had been completed. He asked Dr. George Bandy to present the report. Dr. Bandy did so, indicating that Western would be requesting a new arts degree in the Fall of 1977. He explained some of the details of the proposed degree offering. Mr.

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Morrison commented that the committee had done an excellent job and its work should be taken seriously. He said the committee had been requested to submit the minimum financial needs for continuation of the work; that both he and Ms. Pace felt that the effort thus far had been worthwhile. He then moved that this budget be referred to the Commissioner's Office to be placed on the agenda for the Budget Committee to consider at the September meeting. The motion carried. Ms. Pace congratulated the committee, stating this is a good example of what can be done in the University System. President Bowers explained that the point of implementing some of the articulated programs had been reached and it would take a great deal of work in the coming year to make them successful. He said he felt this would be a critical period and he hoped that the program review committee on the University of Montana campus would recognize the objectives of the integration committee insofar as the possible transfer of programs is concerned.

Ms. Pace reported that the Curriculum Committee had recommended approval of Item 17-205-R0777, Redesignation of BS Degrees in the College of Agriculture, Montana State University, but there were some questions posed by Dr. Koehler Stout, Academic Vice President at Montana Tech. She asked Dr. Dayton to comment. Dr. Dayton stated he had recommended in a memorandum dated July 7, 1977 to the Commissioner that the item be approved, and that this memorandum included the basis for his recommendation. After a short discussion, Mr. Thomas moved that the item be approved with Dr. Dayton's memorandum appended to it and that an adequate description demonstrating the limits be prepared for the catalog. The motion carried. Since there seemed to be some misunderstanding of the broad term "land resources," it was suggested

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that a task force from Montana State University, the University of Montana and Montana Tech be designated to work out the semantics of the term.

President DeMoney said he would send a letter to the Commissioner expressing Montana Tech's concern. Mr. Thomas moved that the matter be placed on the agenda of the Curriculum Committee for discussion at the next meeting. The motion carried.

On motion of Mr. Thomas, Chairman of the By-Law and Policy Committee the following committee recommendations for approval were accepted.

- Item 16-003-R0577, Appointment of Adjunct Faculty, Montana University System
- Item 16-004-R0577, Accreditation; Montana University System Units and Community Colleges (Revised)
- Item 16-005-R0577, Policy regarding state classification system, state pay plan and coordination of classified collective bargaining, Montana University System
- Item 17-001-R0777, Regents Professorship, Montana University System (Revised), as amended to delete the last five words in the first paragraph and add a period after the word "presidents", and to delete the entire section under Procedures
- Item 17-002-R0777, Guidelines for the Review Process for Presidents, Montana University System, as amended in Section 7, to change the first word from "When" to "If" and in the next line to delete the words "he/she and"
- Item 17-003-R0777, Guidelines for the Review Process for the Commissioner of Higher Education, Montana University System, as amended on line three to change the word "four" to "two", to delete the words "malfeasance, gross neglect of duty or incapacity" on lines four and five and add the words, "adequate cause", and in paragraph two, line three to delete the word "shall" and add the word "may"
- Item 17-005-R0777, Athletics; Program Guidelines, Montana University System, as amended in section 6, line two to delete "/she" and on line three to delete "/her"
- Item 17-006-R0777, Athletics; Big Sky Conference Participation (Revised) as amended in section 3a., line two to delete the word "non-resident" and add "out-of-state"
- Item 17-007-R0777, Continuing education; credit programs, Montana University System
- Item 17-008-R0777, Continuing education; non-credit programs, Montana University System
- Item 17-009-R0777, Continuing Education and Remuneration, Montana University System (Revised)

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- Item 17-010-R0777, Policy Regarding Summer Session Courses, Montana University System
- Item 2-901-R0973, Duties of the Commissioner of Higher Education, Montana University System (Revised)
- Item 2-902-R0973, Authorization for Commissioner of Higher Education to Create Inter-unit Advisory Committees, Montana University System (Revised) as amended in the first paragraph, line two, to delete "/she" and "/her", and under Procedures, section 2.d. to delete "/she"
- Item 2-007-R0973, Continuing Education Fees, Montana University System (Revised) as amended in section 1.b. to delete the words "Auditors shall pay the full fee." and add this sentence under a new section 1.d.
- Item 3-014-R1273, Residency Policy, Montana University System, (Revised) with the following amendments:
 on page two, change the figure on the last line to \$720 and delete the section g. in its entirety;
 on page five f.(2), line five, after the word "school" add the following "or whose parent is employed and resides in Yellowstone National Park.";
 on page seven, under Definitions 2, add the words "of higher education" on line two;
 on page eight, delete section 10, in its entirety
- Item 3-020-R0174, Procedures for Handling Capital Improvement Projects Montana University System (Revised), as amended under Procedures, section 2, line one after the word "Education" to add, "with the consent of the Chairman of the Capital Construction Committee"

On motion of Mr. Thomas the following items were rescinded in

accordance with the recommendations of the By-Laws and Policy Committee:

- Item 213-003, Policy Statement on Role and Scope, Montana University System
 Statement adopted on December 9, 1974 respecting Regents' participation in athletic conferences
- Item 165-002, Authority for extension programs, February 10, 1958
- Item 2-008-R0973, Policy Regarding continuing education, extension and summer session courses, Montana University System
- Item 3-902-R0174, Authority for Commissioner of Higher Education to establish Guidelines for the Granting of Resident Credit for Course Work Off-campus, Montana University System
- Item 5-901-R0774, Guidelines relative to Granting Resident Credit for Off-campus Course Work, Montana University System
 Statement adopted on July 12, 1976 on continuing education recommendations
- Item 8-001-R0675, Authority for Awarding Continuing Education Unit, Montana University System
 Guide for the Conduct of Intercollegiate Athletics for the University of Montana, October 9, 1961

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Item 5-005-R0774, Women's Intercollegiate Athletics, Montana University System

Item 6-003-R0974, Guidelines for Review Process for the Commissioner of Higher Education and Presidents, Montana University System

Item 4-013-R0474, Performance review of Presidents, Montana University System

Mr. Thomas reported that Item 16-202-R0477, Policy Concerning Limited Enrollment in Nursing and/or Upper Division Nursing Classes, Montana State University (Revised), was discussed by the By-laws and Policy Committee and passed on to the Board without recommendation. He said the major concern was whether preference for Montana resident students should be continued for admission to the clinical portion of the program. Dr. Anna M. Shannon, Dean of the School of Nursing, reported on the status of placement of students at the present time. Mr. James asked Dr. Irving Dayton to comment. Dr. Dayton explained that what the Commissioner's staff attempted to do in drafting the policy was to stay within the statute and Board policy which states that no Montana student will be displaced by a non-resident student in the Montana University System, but it is the prerogative of the Board to change this approach if it wishes to do so. He expressed his opinion that it would be better to deal with the basic issue before making a determination on this particular item. Mr. Thomas commented that he would rather the Board made decisions on a program-by-program basis in instances of this kind. He moved that the item be approved, as amended, by striking section 3 in its entirety, and that the Commissioner's staff be requested to submit a proposed change in the Board policy which states that no Montana resident will be displaced by an out-of-state student. The motion carried.

Mr. Thomas moved that Item 4-204-R0474, Limiting Enrollment in the Nursing Program, Montana State University, be rescinded. The motion carried.

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The Board recessed at 10:30 a.m.

The Board reconvened at 10:50 a.m. with the same members present.

Mr. Thomas reported that Item 16-001-R0577, Policy Statement on Role and Scope, Montana University System (Revised), was discussed extensively by the By-laws and Policy Committee and several amendments were recommended insofar as the statements of the individual campuses were concerned. Mr. Morrison suggested that the item be amended further on page two under the paragraph on Montana State University to delete the words "as a foundation" and "the state and nation with a great" on line seven and the word "variety" on line eight. Mr. Thomas moved approval of the item as amended. The motion carried.

Mr. Lewy Evans, Chairman of the Capital Construction Committee, moved that the recommendation of the Committee to approve the remodeling projects requested in Items 15-215-R1276, Reroofing Fieldhouse, Montana State University (Revised), 12-201-R0676, Remodel Lewis & Clark Dormitory Complex Food Service, Montana State University (Revised) and 17-204-R0777, Authorization to Remodel a Portion of the Fieldhouse into Offices, Montana State University be accepted. The motion carried.

Mr. Evans moved that the recommendation of the Committee to approve planning funds requested in Items 15-216-R1276, Planning Funds -Lewis Hall, Montana State University and 15-217-R1276, Planning Funds - Ryan Laboratory Building, Montana State University, be accepted. The motion carried.

Mr. Evans moved that Item 17-303-R0777, Montana Agricultural Experiment Station Land Development, be approved contingent upon the legal ramifications involved. The motion carried.

Mr. Evans moved that Item 17-803-R0777, Water/Wastewater Training Facilities at Northern Montana College, be approved. The motion carried.

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Mr. Evans reported that the Capital Construction Committee discussed the matter of employing an architect for the preliminary planning of the Film and TV Building at Montana State University and recommended that the matter be referred back to the Commissioner's staff for negotiations with the Department of Administration; that the results be communicated to Montana State University and if the institution feels it is necessary an item be submitted to the Board for consideration at a later date.

Mr. Evans moved approval of the Committee recommendation that a facilities planner be employed; that the Commissioner be directed to prepare an allocation of the costs of the position based on two factors: 1) university system needs and 2) the needs of the individual campuses; that the allocation be split among the six units, allowing flexibility in the manner in which they would pay their portion and, where possible, funds from the Commissioner's office would also be used. The motion carried.

Mr. Evans reported that the Committee had been requested to report on the progress of relocation plans for the Law Enforcement Academy. He asked President Bandy to comment. President Bandy reported he had met with two representatives from the Attorney General's office and discussed the objections to relocating the academy expressed by those concerned with it. He made the following recommendation: that the entire group meet on the campus in Bozeman and then proceed to the campus in Dillon to see if this matter can be resolved so that no further objections will be forthcoming. It was suggested that the group consist of Mr. Andy van Teylingen, representing the Commissioner's Office, President Bandy, a Capital Construction Committee representative, the Attorney General and two of his representatives of the LEAB-Post committee and Mr. Larry

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Lytle, who is Director of the Academy. Mr. Thomas moved that the recommendation be accepted. The motion carried.

Commissioner Pettit reported that the Council of Presidents would meet before the end of July specifically to develop an administrative salary schedule.

Dr. Kenneth Brett, Interim Chairman of the Inter-Unit Faculty Council, indicated that the Council had nothing to report at this time. He introduced Dr. Walter Hill, current Chairman of the Faculty Senate at the University of Montana, who presented a progress report on the academic program review on the University of Montana campus. Dr. Hill stated that the president would probably be making recommendations to the faculty about November 1 or December 1, 1977 for faculty reductions in the appropriate areas. He said it was the feeling of everyone at the U of M that this kind of approach would meet the legislative intent. President Bowers remarked that Dr. Hill's report conveys to the Board the sincerity of the University of Montana faculty in trying to accomplish the reduction on a rational basis.

Respecting the Student Advisory Council, Mr. James reported he had received a written request from Greg Henderson, Student Body President at the University of Montana, for an executive session to discuss the Lee Johnson matter concerning the athletic department at the University of Montana. Mr. James said he had also received a request for an executive session from the Commissioner and several Regents and he would be convening an executive session after lunch.

On motion of Commissioner Pettit the following Local Executive Board appointments were confirmed:

As a member of EASTERN MONTANA COLLEGE EXECUTIVE BOARD:
John C. Sheehy, 1041 Poly Drive, Billings, Montana

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As a member of MONTANA COLLEGE OF MINERAL SCIENCE & TECHNOLOGY EXECUTIVE BOARD:
Mrs. Blanche A. Copenhaver, 2035 George Street, Butte, Montana

As a member of MONTANA STATE UNIVERSITY EXECUTIVE BOARD:
B. G. MacNabb, Box 312, West Yellowstone, Montana

As a member of NORTHERN MONTANA COLLEGE EXECUTIVE BOARD:
Mrs. John Jergeson, Clear Creek Route, Chinook, Montana

As a member of UNIVERSITY OF MONTANA EXECUTIVE BOARD:
Arthur Deschamps, Jr., Mullan Road West, Missoula, Montana

As a member of WESTERN MONTANA COLLEGE EXECUTIVE BOARD:
Carl M. Davis, Box 187, Dillon, Montana

All of the above named will serve terms ending the third Monday in
April, 1980.

On motion of Mr. Thomas the following items were approved:

- Item 17-710-R0777, Degrees, Eastern Montana College
- Item 17-501-R0777, Retirement of Professor Leo C. Maney, Montana College of Mineral Science and Technology
- Item 17-502-R0777, Increase in Board and Room Rates, Montana College of Mineral Science and Technology
- Item 17-510-R0777, Degrees, Montana College of Mineral Science and Technology
- Item 17-201-R0777, Retirement of Professor Willis C. Vandiver, Montana State University
- Item 17-202-R0777, Student Health Fee Increase, Montana State University
- Item 17-203-R0777, Increase in Board and Room Rates for Residence Halls, Montana State University
- Item 17-206-R0777, Retirement of Mr. Martin F. Whalen, Physical Plant Director, Montana State University
- Item 17-207-R0777, Retirement of Dr. Roy E. Huffman, Montana State University
- Item 17-208-R0777, Retirement of William A. Johnstone, Vice President for Administration, Montana State University
- Item 17-210-R0777, Degrees, Montana State University
- Item 17-301-R0777, Retirement of Professor Jane G. Lease, Agricultural Experiment Station
- Item 17-302-R0777, Retirement of Mr. Alfred L. Richardson, Agricultural Experiment Station
- Item 17-801-R0777, Increase in Rental Rates for Family and Faculty Housing, Northern Montana College
- Item 17-804-R0777, Resolution, President Duane M. Leach, Northern Montana College
- Item 17-810-R0777, Certificates and Degrees, Northern Montana College
- Item 17-102-R0777, Student Health Service Fee Increase, University of Montana
- Item 17-103-R0777, Resolution Concerning the Retirement of James Dew, Professor of Art, University of Montana

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- Item 17-104-R0777, Resolution Concerning the Retirement of Walter Hook,
Professor of Art, University of Montana
- Item 17-106-R0777, Resolution Concerning the Retirement of Leroy H. Har-
Professor of Botany, University of Montana
- Item 17-107-R0777, Resolution Concerning the Retirement of Richard E. Ju-
Professor of Chemistry, University of Montana
- Item 17-108-R0777, Resolution Concerning the Retirement of John M. Ste-
Dean of the Graduate School and Professor of Chemistry,
University of Montana
- Item 17-109-R0777, Resolution Concerning the Retirement of Dr. Harlan R.
Professor of Education, University of Montana
- Item 17-110-R0777, Degrees, University of Montana 1976-77
- Item 17-111-R0777, Resolution Concerning the Retirement of Margaret A.
Swanson, Associate Professor of Education, University
Montana
- Item 17-112-R0777, Resolution Concerning the Retirement of Arnold W. Bol-
Acting Vice President and Professor of Forestry,
University of Montana
- Item 17-113-R0777, Resolution Concerning the Retirement of James A.
Peterson, Professor of Geology, University of Montana
- Item 17-114-R0777, Resolution Concerning the Retirement of Oscar J. Har-
Professor of History, University of Montana
- Item 17-115-R0777, Resolution Concerning the Retirement of Joan Christo-
Associate Professor of Home Economics, University of
Montana
- Item 17-116-R0777, Resolution Concerning the Retirement of J. George Ham-
Professor of Music, University of Montana
- Item 17-117-R0777, Resolution Concerning the Retirement of Gordon Browde-
Professor of Sociology, University of Montana
- Item 17-118-R0777, Resolution Concerning the Retirement of Mabelle Har-
Instructor of Social Work, University of Montana
- Item 17-119-R0777, Resolution Concerning the Retirement of Royal B. Bru-
Professor of Zoology, University of Montana
- Item 17-120-R0777, Resolution Concerning the Retirement of Phillip L. Wr-
Professor of Zoology, University of Montana
- Item 17-601-R0777, Resolution Concerning the Retirement of Harding Hans-
Business Manager
- Item 17-610-R0777, Degrees, Western Montana College 1976-77

The Board recessed at 11:30 a.m. to reconvene in executive session at noon.

The Board reconvened in open session at 3:50 p.m. Mr. John Peterson was also present.

Chairman James recalled that Mr. Greg Henderson had requested that the Lee Johnson matter be discussed in executive session, but the Board had determined that this discussion should be in open session. Mr. Henderson reviewed some of the questions still unanswered with respect

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to Lee Johnson and the athletic department at the University of Montana, stating that unless these questions can be answered and some hard action taken problems of this nature could very well continue. Chairman James asked President Bowers to comment. President Bowers stated that an administrative decision had been made on the campus and in that sense he felt it was a closed issue. He reported, however, that a meeting of the National Intercollegiate Athletic Association had been scheduled in August and both Lee Johnson and the athletic coach were to appear. President Bowers expressed his feeling that the athletic staff might not have taken a close enough look at the academic credentials of this student athlete. He assured the Board that the athletic director is making an attempt to see that academic standards of students are maintained, as well as athletic interests. Chairman James asked President Bowers to report to the Board after the August meeting and President Bowers agreed that he would do so.

Chairman James requested that Ron Near, Director of Management Systems on the Commissioner's staff, give the Board a status report on the progress of implementing the uniform accounting system. Mr. Near reported that by July 1, 1978 the system should be fully implemented, that it would be operating from a computer here in Helena, that SBAS is going to be remodeled to accommodate the needs of the University System so that all State agencies will eventually be operating under the same system. Mr. Near explained that the Legislature had financed the total process. He said he would be appearing before the Governor's Accounting Policy Council to see if the plan will be accepted. Mr. James stated he had asked Mr. Near to report because Board members had been hearing that some of the institutions were not cooperating to the fullest extent possible. Ms. Pace said that in order to make the Board position very clear she would propose the following motion:

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"That the Board of Regents put all campuses on notice that it expects full cooperation in the implementation of the uniform accounting system, that campus fiscal personnel are to respond to directives of the Director of Management Systems on the Commissioner's staff, that the Board shall be requesting periodic progress reports from the Commissioner, and that failure of any unit to comply fully and in reasonable time will be taken as a reflection on the president's performance." She so moved. The motion carried.

On motion of Commissioner Pettit the following salaries were approved for the presidents of the six institutions:

University of Montana	\$42,000	
Montana State University	\$42,000	
Eastern Montana College	\$36,000	
Western Montana College	\$32,000	
Northern Montana College	\$32,000	
Montana College of Mineral Science and Technology		\$33,000

Mr. Peterson voted "no".

Mr. Evans moved that the Commissioner's salary be set at \$43,000.

The motion carried.

On motion of Commissioner Pettit Item 17-700-R0777, Staff, Eastern Montana College, was approved.

On motion of Commissioner Pettit Item 17-500-R0777, Staff, Montana College of Mineral Science and Technology and Item 17-500A-R0777, Staff, Montana Bureau of Mines, were approved.

Commissioner Pettit moved that Item 17-200-R0777, Staff, Montana State University, including the addendum be approved. He commented that because Montana State University was in a state of transition a flat 5% increase had been requested for all administrators, with the assumption that when the new president arrives he may want to make some adjustments.

It was noted that the item is approved with the understanding that an

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Acting Director of the Home Economics Department will be named as soon as possible, and that a recommendation is being forwarded by the College to the new President that a new Director be hired by July 1, 1978. It was suggested that approval of the reappointment of Charles R. Draper as an adjunct associate professor be withheld until an explanation of his responsibilities was received by the Board. The item was approved, as amended on page twenty-four to delete this name.

On motion of Commissioner Pettit Item 17-300-R0777, Staff, Agricultural Experiment Station, was approved.

On motion of Commissioner Pettit Item 17-400-R0777, Staff, Cooperative Extension Service, was approved, with Mr. Thomas abstaining.

On motion of Commissioner Pettit Item 17-800-R0777, Staff, Northern Montana College, was approved.

On motion of Commissioner Pettit Item 17-101-R0777, Staff, University of Montana, was approved as amended to change the number to 17-100-R0777. President Bowers mentioned that there were still some appeals being heard at the University of Montana so he might be requesting some changes at a later date. President Bowers also indicated that the University of Montana might be requesting approval of a building item before the September meeting. It was agreed that, if necessary, this could be done by ballot or conference call.

On motion of Commissioner Pettit Item 17-600-R0777, Staff, Western Montana College, was approved as amended by the addendum.

On motion of Commissioner Pettit Item 17-900-R0777, Contract Staff, Commissioner of Higher Education, was approved, as amended to change the proposed salary for Catherine Swift to \$19,000.

It was agreed that the next meeting date would be announced by the Commissioner.

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The meeting adjourned at 4:30 p.m.

APPROVED:

Tom James

Chairman, Regents of Higher Education,
Montana University System

Lawrence K. Pettit

Secretary