

Minutes of the Meeting of the Board of Trustees of the University of Kentucky, Tuesday, April 6, 1976.

The Board of Trustees of the University of Kentucky met in regular statutory session at 2:00 p.m. (Eastern Standard Time) on Tuesday, April 6, 1976, in the Board Room on the 18th floor of the Patterson Office Tower on the Lexington campus of the University, with the following members present: Mr. Albert G. Clay, Professor Paul G. Sears, Mrs. Robert O. Clark, Professor Michael Adelstein, Mr. William R. Black, Mr. Richard E. Cooper, Mr. John R. Crockett, Mr. George W. Griffin, Mr. James Harralson, Mrs. David Hermansdorfer, Mr. Thomas B. Kessinger, Mr. Zirl Palmer, Mr. Frank Ramsey, Jr., Mr. Homer W. Ramsey, Mr. James A. Sutherland, and Dr. John R. Woodyard. Absent from the meeting were Mr. William B. Sturgill, Mr. Stanley Burlew, and Mr. John R. Gaines. Members of the administration present were: President Otis A. Singletary, Vice Presidents Lewis W. Cochran, Robert Zumwinkle, Stanley Wall, Peter P. Bosomworth, Raymond Hornback, Jack Blanton, Donald B. Clapp; and Dr. Robert M. Drake, Special Assistant to the President. Representatives of the various news media were also in attendance.

A. Meeting Opened

Mr. Albert G. Clay, Vice Chairman, called the meeting to order at 2:05 p.m. The invocation was pronounced by Mr. Black. The Secretary, Professor Paul Sears, reported a quorum present, and the meeting was declared officially open for the conduct of business at 2:07 p.m.

B. Approval of Minutes

Since a petition from six members of the faculty of the College of Law had been received requesting that the Board of Trustees disapprove the action of the Executive Committee on March 12, 1976, respecting the appointment of the Dean of the College of Law, Mr. Clay suggested that the minutes of the March 12 Executive Committee meeting be approved excluding Section I, Appointment of the Dean of the College of Law.

Mr. John Crockett moved that the reading of the Minutes be dispensed with and that the Minutes be approved as published excluding Section I. His motion was seconded by Mr. Frank Ramsey and passed.

C. Report to the Trustees (PR 1)

President Singletary mentioned several of the items in his monthly report to the Trustees and recommended that the report be received and filed. Without objection, it was so ordered.

D. Recommendations of the President (PR 2)

Recommendations of the President as contained in PR 2 being routine in nature and having been in the hands of the Board members for approximately ten days, President Singletary recommended that PR 2 be approved as a whole and ordered made an official part of the Minutes of the meeting. Mr. Cooper so moved. His motion was seconded by Mrs. Clark and carried. (See PR 2 at the end of the Minutes.)

E. Supplemental Recommendations of the President (PR 3)

President Singletary recommended approval of PR 3, Supplemental Recommendations of the President, which related to a patent assignment to the University of Kentucky Research Foundation. Mr. Sutherland so moved. His motion was seconded by Mr. Homer Ramsey and carried. (See PR 3 at the end of the Minutes.)

F. Budget Revisions for 1975-76 (PR 4)

Without discussion, on motion by Mr. Homer Ramsey, seconded by Mr. John Crockett and passed, 1975-76 Budget Revisions as recommended in PR 4 were authorized and approved. (See PR 4 at the end of the Minutes.)

G. Honorary Degree Recipients (PR 5)

President Singletary recommended approval of the recommendations from the Graduate Faculty and the University Senate that the honorary degree of Doctor of Laws be awarded to the Honorable Julian M. Carroll, Mr. James S. Hudnall, Mr. Harry M. Young, Jr., and the honorary degree of Doctor of Science be awarded to Dr. Herbert P. Riley.

Mr. Black moved approval of PR 5. Mr. Zirl Palmer seconded the motion, which passed without dissent. (See PR 5 at the end of the Minutes.)

H. Construction of the Library/Learning Resource Center at Hopkinsville Community College (PR 6)

On motion by Mr. Kessinger, seconded by Mr. Cooper, and passed, approval was given for submission to the Council on Public Higher Education of a proposal for a new Learning/Library Resource Center for Hopkinsville Community College. (See PR 6 at the end of the Minutes.)

I. Proposed Amendments to the Governing Regulations (PR 7)

President Singletary asked Dr. Sears to respond to any questions relative to the proposed amendments to the Governing Regulations as presented in PR 7. There being none, Mr. John Crockett moved that the proposed amendments to the Governing Regulations in PR 7 be received for consideration at the next meeting of the Board of Trustees. His motion was seconded by Mr. Homer Ramsey and passed. (See PR 7 at the end of the Minutes.)

J. Appointment of the Dean of the College of Business and Economics (PR 8)

Following the resignation of Dr. Charles F. Haywood as Dean of the College of Business and Economics a Search Committee was appointed to recommend on a replacement. President Singletary said that the committee has done its work and has recommended the appointment of Dr. William W. Ecton as Dean of the College of Business and Economics, effective immediately.

Vice President Cochran gave a brief resume of Dr. Ecton's excellent qualifications for the deanship and introduced him.

Mr. Harralson moved that Dr. W. W. Ecton be appointed Dean of the College of Business and Economics effective immediately. His motion was seconded by Dr. Sears and passed without dissent. (See PR 8 at the end of the Minutes.)

K. Petition from Six Members of the Faculty of the College of Law

President Singletary said that on Wednesday, March 31, a petition was delivered to him for transmittal to the Board of Trustees requesting that the Board disapprove the action of the Executive Committee on March 12, 1976, respecting the appointment of a dean for the College of Law; that the procedures leading to that action be investigated; and that further action respecting the appointment of the dean of the College of Law be abated until such time as there

is full compliance with the Governing Regulations of this University and with the standards of the Association of American Law Schools. The petition was immediately duplicated and copies were mailed to the members of the Board of Trustees that same afternoon.

Since the Board members had read the petition from the law professors which gave in detail the grounds upon which they based their request as stated above, President Singletary said he wished to respond to the various points made in the petition. He outlined his own involvement in the search procedure as follows: (1) the appointment of the Search Committee; (2) a conference he had had with four of the six persons signing the petition; (3) his instructions to the Search Committee at its first meeting; (4) the final recommendation from the committee to him; (5) his offer of the position to Professor Lewis, his acceptance and subsequent appointment; and (6) the receipt of the petition now before the Board. Since his contact with the committee had consisted only of the initial meeting and the final meeting, he asked that the three faculty members on the committee describe for the Board members the procedures which had been followed, particularly as they related to Dr. Lewis.

Professor Oberst, Chairman of the committee, explained the manner in which names of possible candidates had been sought which included both written and oral requests for suggestions from members of the Law faculty, advertisements in the Chronicle for Higher Education and consultations with knowledgeable persons in the law world. The committee identified five persons with superior qualifications and Dr. Lewis was one of the five. They determined his interest in the position and arranged for him to come to the campus for meetings with faculty, students, and administrators.

Professor Campbell who made the plans for Professor Lewis' visit reported that arrangements were made for at least two meetings with Professor Lewis - one formal meeting, and one informal meeting.

Professor Matthews reviewed Dr. Lewis' excellent qualifications for the position, indicated that there was significant faculty consultation and further stated that the claims against the President were unfounded, in fact or otherwise. He continued that, following Professor Lewis' visit, the committee contacted the other four persons identified by the committee and found that none of the four was interested. It then became the committee's responsibility to decide whether to recommend Dr. Lewis to the President or start all over again, which would probably mean that an acting dean would have to be appointed. The committee decided to go to the President with the single recommendation of Dr. Lewis who was eminently well qualified in the committee's judgment.

President Singletary said that he wished to have read into the record a letter, signed by 16 of the 25 members of the Law College faculty, endorsing Dr. Lewis' appointment. The letter is included at the end of the Minutes.

In conclusion, President Singletary said that he was satisfied that there had been no violation of procedures under the Governing Regulations; that only the Association of American Law Schools was in a position to determine whether or not their standards had been violated; and that the Executive Committee, being fully knowledgeable of the request from the six law professors that action on the law dean appointment be delayed, had acted as they thought fit and proper in approving his appointment. Therefore, President Singletary recommended that the Board of Trustees reject the petition before them and approve the action of the Executive Committee in the appointment of Dr. Thomas Lewis as Dean of the College of Law.

Mr. Albert Clay said that in his opinion the charges directed against President Singletary were unwarranted and that he resented them. Mr. Homer Ramsey as the only lawyer on the Board said he would like to make a motion but would like to preface it by saying that he had read many petitions and he resented the implication of this particular petition. He then moved that the Board of Trustees reject the petition and approve the action of the Executive Committee in the appointment of Thomas Lewis as Dean of the College of Law. Professor Sears seconded the motion.

Professor Adelstein noted that he had talked with "both sides" and, while perhaps there might have been a bit more meaningful consultation, he was convinced that the procedures followed were proper and he would support the President's recommendation.

The Chairman put the question and upon call of the roll the vote was recorded as follows: Voting aye: Mr. Albert G. Clay, Professor Paul Sears, Mrs. Robert O. Clark, Professor Michael Adelstein, Mr. William R. Black, Mr. Richard E. Cooper, Mr. John R. Crockett, Mr. George W. Griffin, Mr. James Harralson, Mrs. David Hermansdorfer, Mr. Thomas B. Kessinger, Mr. James A. Sutherland, Mr. Zirl Palmer, Mr. Frank Ramsey, Jr., Mr. Homer Ramsey, and Dr. John R. Woodyard. Voting nay: None.

Mr. Clay said that the vote clearly put the Board on record as giving the President and the search committee a complete vote of confidence.

L. Interim Financial Report (FCR 1)

Mr. George Griffin, reporting in lieu of Mr. Clay, the Chairman of the Finance Committee, moved that the Interim Financial Report for the eight month period ending February 29, 1976, be accepted. His motion was seconded by Mr. Cooper and passed. (See FCR 1 at the end of the Minutes.)

M. Amendment of Policy on Utilization of University Housing Facilities (FCR 2)

Mr. Griffin explained that the proposed Amendment to the Policy on Utilization of University Housing Facilities was being made on the advice of counsel in order for the documents relating to the housing and dining system bonds to conform to current practices. He moved approval of the recommendation in FCR 2. His motion was seconded by Mr. Frank Ramsey and passed. (See FCR 2 at the end of the Minutes.)

N. Acceptance of Audit of Spindletop Hall, Inc. (FCR 3)

On motion by Mr. Griffin, seconded by Mr. Black and passed, the financial statement of Spindletop Hall, Inc., for the years ended December 31, 1975 and 1974 was accepted. (See FCR 3 at the end of the Minutes.)

O. A Resolution Authorizing the Issuance of \$7,500,000 Consolidated Educational Buildings Revenue Bonds, Series F, of the Board of Trustees

Mr. Blanton explained that bids for the construction of a Fine Arts Complex were due to be taken this summer and that various utility projects on the campus require funding. He suggested that the Board of Trustees consider a resolution authorizing \$7,500,000 University of Kentucky Consolidated Educational Buildings Revenue Bonds, Series F, for the aforementioned purposes. Thereupon, after such resolution had been considered, Mr. George W. Griffin introduced, caused to be read and moved immediate adoption of a resolution entitled:

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$7,500,000
CONSOLIDATED EDUCATIONAL BUILDINGS REVENUE BONDS,
SERIES F, OF THE BOARD OF TRUSTEES OF THE UNIVERSITY
OF KENTUCKY

and a true copy of which is attached to these minutes. The motion for the adoption of said resolution was seconded by Mr. Homer Ramsey. After full discussion, Mr. Clay put the question, and upon call of the roll the vote was recorded as follows: Voting aye: Mr. Albert G. Clay, Professor Paul G. Sears, Mrs. Robert O. Clark, Professor Michael Adelstein, Mr. William R. Black, Mr. Richard E. Cooper, Mr. John R. Crockett, Mr. George W. Griffin, Mr. James Harralson, Mrs. David Hermansdorfer, Mr. Thomas B. Kessinger, Mr. Zirl Palmer, Mr. Frank Ramsey, Jr., Mr. Homer W. Ramsey, Mr. James A. Sutherland, and Dr. John R. Woodyard. Voting nay: None.

Since the Chairman of the Board of Trustees was not present at the meeting, on motion by Professor Paul Sears, seconded by Mr. Frank Ramsey, and passed unanimously, Mr. Albert G. Clay, Vice Chairman of the Board of Trustees, was authorized to execute the Resolution Authorizing the Issuance of \$7,500,000 Consolidated Educational Buildings Revenue Bonds, Series F, of the Board of Trustees of the University of Kentucky and the Notice of Sale of Bonds, \$7,500,000, The Board of Trustees of the University of Kentucky Consolidated Educational Buildings Revenue Bonds, Series F.

P. Cold Room Addition - Food Storage Building (FCR 5)

Mr. Griffin moved that the Board of Trustees approve the construction of an addition to the Cold Storage Building; authorize the expenditure of \$150,000 for this project, and authorize the President to obtain the approval of the Council on Public Higher Education and the Executive Department for Finance and Administration. His motion was seconded by Mr. Cooper and passed. (See FCR 5 at the end of the Minutes.)

Q. Lease with Lexington-Fayette Urban County Government (FCR 6)

Explaining that the Urban County Government had requested the use of a small area of University land located on South Limestone in the vicinity of Shawneetown Road and Road A into the stadium for the purpose of developing a small playground, Mr. Blanton recommended approval of the leasing of this land to the Lexington-Fayette Urban County Government. Mr. Griffin so moved. His motion was seconded by Mr. Kessinger and passed. (See FCR 6 at the end of the Minutes.)

R. Quarterly Report on Investments (ICR 1)

Mr. Griffin made the motion that the report of investments for the quarter ending December 31, 1975 be accepted and made a matter of record. His motion was seconded by Dr. Woodyard and passed. (See ICR 1 at the end of the Minutes.)

S. Recommended Amendments to Code of Student Conduct (SCRCR 1)

Mr. John Crockett, Chairman of the Board Committee on Student Code Revision, reported that his committee had met and considered recommendations from the Advisory Committee on Student Code Revisions transmitted by President Singletary with his recommendation for approval. The committee recommended

that the Board of Trustees approve the amendment to the Student Code of Conduct as set forth in SCRCR 1 and he so moved. His motion was seconded by Mr. Griffin and passed. (See SCRCR 1 at the end of the Minutes.)

T. Proposed Amendment to the Governing Regulations (SCRCR 2)

Mr. Crockett said that the proposed amendment to Part XI-B (page 43) was necessitated by the adoption of the amendment to the Code of Student Conduct. He moved that the proposed amendment to the Governing Regulations be received for consideration and placed on the agenda for approval at the next meeting of the Board. His motion was seconded by Professor Sears and passed. (See SCRCR 2 at the end of the Minutes.)

U. Meeting Adjourned

There being no further business to come before the meeting, on motion duly made, seconded and carried, the meeting adjourned at 3:20 p.m.

Respectfully submitted,

Paul G. Sears, Secretary
Board of Trustees, University of Kentucky

(PR's 2, 3, 4, 5, 6, 7, and 8; the Petition from certain faculty members of the College of Law; the letter from sixteen faculty members of the College of Law to President Singletary; FCR's 1, 2, 3, 4, (including a Resolution Authorizing \$7,500,000 Consolidated Educational Buildings Revenue Bonds, Series F; the Notice of Sale of Bonds; and the Bid Form) 5, and 6; ICR 1; and SCRCR 1 and 2 which follow are official parts of the Minutes of the meeting.)

PR 2

Members, Board of Trustees:

RECOMMENDATIONS OF THE PRESIDENT

I. Appointments and/or Other Staff Changes

Recommendation: (1) that approval be given to the appointments and/or other changes which require Board action; and (2) that the report relative to appointments and/or changes already approved by the administration be accepted.

Background: The following recommended appointments and/or other staff changes require approval by the Board of Trustees in accordance with Part VIII-B of the Governing Regulations of the University. These recommendations are transmitted to the Board by the appropriate vice president through the President and have his concurrence.

Under the Governing Regulations the authority to make certain appointments and/or other staff changes is delegated to the President or other administrators who are required to report their actions to the Board. This report follows the recommendations requiring Board approval.

BOARD ACTION

New Appointments

- Bernardo, John J., Assistant Professor, Department of Business Administration, College of Business and Economics, 8/1/76 through 5/31/77.
- Carpenter, Michael D., Instructor, Department of Business Administration, College of Business and Economics, 8/1/76 through 5/31/77.
- Garkovich, Lorraine, Assistant Professor, Department of Sociology, College of Agriculture, 9/1/76 through 6/30/77, rank pending completion of Ph.D. requirements.
- Hatta, Tatsuo, Visiting Associate Professor, Department of Economics, College of Business and Economics, 8/1/76 through 5/31/77.
- Knoche, Karl F., Visiting Professor (temporary), and Senior Research Associate, Institute of Mining and Minerals Research, College of Engineering, 3/1/76 through 9/30/76.
- Levin, Jeffrey E., Instructor, Department of Economics, College of Business and Economics, 8/1/76 through 5/31/77.

- Lynch, Lawrence K., Assistant Professor, Department of Business Administration, College of Business and Economics, 8/1/76 through 5/31/77.
- Neill, John R., Assistant Professor, Department of Psychiatry, College of Medicine, 6/1/76 through 6/30/77.
- Pearson, L. Wilson, Assistant Professor, Department of Electrical Engineering, College of Engineering, 8/1/76 through 5/31/78.
- Walser, Ronald H., Assistant Extension Professor*, Department of Horticulture, College of Agriculture, 3/15/76 through 6/30/77.

Administrative Appointments

- Duncan, Phillip A., Professor (with tenure), named Chairman, Department of French Language and Literature, College of Arts and Sciences, 7/1/76 through 6/30/80.
- Garrett, Hubert Leon, Professor (with tenure) and Chairman, Department of Health, Physical Education, and Recreation, College of Education, effective 7/1/76.
- Self, Elmo B., Associate Professor (with tenure), named Division Chairman, Hopkinsville Community College, 7/1/76 through 6/30/79.

Joint Appointment

- Larimore, David, Associate Professor (with tenure), Department of Behavioral Science, College of Medicine, also named Associate Professor, Dept. of Psychology and Counseling, College of Education, 3/1/76 through 8/1/77.

Promotions

- Assell, Ruth, from Assistant Professor (without tenure), to Associate Professor* (with tenure), College of Nursing, effective 7/1/76.
- Campbell, Sandra, from Assistant Professor * (without tenure), to Associate Professor* (with tenure), College of Nursing, effective 7/1/76.
- Companion, Audrey L., from Associate Professor (with tenure), to Professor (with tenure), Department of Chemistry, College of Arts and Sciences, effective 7/1/76.
- Cowen, David L., from Associate Professor (with tenure), to Professor* (with tenure), Department of Community Medicine, College of Medicine, effective 7/1/76.
- Ellison, Geraldine, from Assistant Professor* (without tenure), to Associate Professor* (with tenure), College of Nursing, effective 7/1/76.
- Hagihara, Patrick F., from Assistant Professor (without tenure), to Associate Professor (with tenure), Department of Surgery, College of Medicine, effective 7/1/76.
- LaCharité, Raymond C., from Associate Professor (with tenure), to Professor (with tenure), Department of French Language and Literature, College of Arts and Sciences, effective 7/1/76.

*Special Title Series

- Litvak, Austin S. , from Assistant Professor (without tenure) , to Associate Professor (with tenure), Department of Surgery (Urology), College of Medicine, effective 7/1/76.
- McEvoy, Susan, from Assistant Professor (without tenure) to Associate Professor (with tenure), Department of Pedodontics, College of Dentistry, effective 7/1/76.
- Nelli, Humbert, from Associate Professor (with tenure), to Professor (with tenure), Department of History, College of Arts and Sciences, effective 7/1/76.
- Pratt, Mary Alice, from Assistant Professor* (without tenure), to Associate Professor* (with tenure), College of Nursing, effective 7/1/76.
- Sachatello, Charles R. , from Associate Professor (with tenure), to Professor (with tenure) Department of Surgery, College of Medicine, effective 7/1/76.
- Sammon, Patrick J. , from Assistant Professor (without tenure) , to Associate Professor (with tenure), Department of Oral Biology, College of Dentistry, effective 7/1/76.
- Utley, Joe R. , from Associate Professor (with tenure), to Professor (with tenure), Department of Surgery, College of Medicine, effective 7/1/76.

Tenure Granted

- Hicks, Beth, Associate Professor*, College of Nursing, effective 7/1/76.
- Luther, Dorothy, Associate Professor*, College of Nursing, effective 7/1/76.

Reappointments

- Baumgartner, R. Paul, Jr. , Associate Professor*, College of Pharmacy, 7/1/76 through 6/30/77.
- Kingston, Richard, Associate Professor*, Department of Allied Health Education and Research, College of Allied Health Professions, 7/1/76 through 6/30/77.
- LaGodna, Gretchen, Associate Professor*, College of Nursing, 7/1/76 through 6/30/77.
- Politis, Andrew, Associate Clinical Professor (voluntary), Department of Periodontics, College of Dentistry, 7/1/76 through 6/30/77.
- Vogt, Donald D. , Associate Professor*, College of Pharmacy, 7/1/76 through 6/30/77.

Change

- Trodahl, John N. , from Associate Professor (adjunct, voluntary), to Professor (voluntary), Department of Oral Pathology, College of Dentistry, 7/1/76 through 6/30/77.

*Special Title Series

Post-Retirement Appointments

Gordon, Helmut A., Professor (part-time) (without tenure), Department of Pharmacology, College of Medicine, 7/1/76 through 6/30/77.

Sullivan, Mary Ada, Librarian IV (part-time), Newspapers & Microtexts, M.I. King Library, 7/1/76 through 9/1/76.

Zabilka, J. H., Machinest III, Department of Chemical Engineering, College of Engineering, 7/1/76 through 6/30/77.

Early Retirement (pursuant to Board action of December 9, 1975)

Davis, Karl E., Jr., Plant Superintendent, Printing Services, Division of Business Services, effective 4/1/76.

ADMINISTRATIVE ACTION

New Appointments

Andrews, Donald A., Clinical Instructor (voluntary), Department of Allied Health Education and Research, College of Allied Health Professions, 11/1/75 through 6/30/76.

Appleby, Howard A., Jr., Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.

Ballenger, Sandra, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 3/1/76 through 6/30/77.

Blankenship, Keith, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.

Brown, Gary, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.

Campbell, Jimmie Ann, Clinical Instructor (voluntary), College of Pharmacy, 3/1/76 through 6/30/76.

Chapman, James P., Assistant Adjunct Professor, Department of Classics, College of Arts and Sciences, 8/1/76 through 5/31/77.

Clark, Sherry, Clinical Instructor (voluntary) Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.

Day, Jane, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.

Edinger, Patricia, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.

Hartner, Sandra H., Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 3/1/76 through 6/30/77.

Hauser, Connie, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.

*Special Title Series

Howery, Nell, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 3/1/76 through 6/30/77.
Jones, Stephen Otis, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.
Lange, Don, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 3/1/76 through 6/30/77.
Mason, Jana, Clinical Instructor, Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.
O'Daniel, William, Jr., Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 2/1/76 through 6/30/77.
Sackett, Judy, Librarian III, Newspaper/Microtext, M. I. King Library, 7/1/76 through 6/30/77.
Schlesinger, Jan, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 3/1/76 through 6/30/77.
Sullivan, George, Clinical Instructor (voluntary), Department of Physical Therapy, College of Allied Health Professions, 3/1/76 through 6/30/77.

Administrative Appointments

Van Booven, Paul, named Assistant Dean, College of Law, effective 7/1/76.
Waldhart, Thomas James, Associate Professor, named Acting Dean, College of Library Science, effective 7/1/76.

Promotions (without tenure)

Browne, Susan E., from Instructor, to Assistant Professor*, College of Nursing, 7/1/76 through 6/30/77.
Meyer, Edward Allen, from Instructor, to Assistant Professor, Department of Restorative Dentistry, College of Dentistry, 7/1/76 through 6/30/77.
Wilson, Angene, from Instructor, to Assistant Professor, Department of Curriculum and Instruction, College of Education, 8/16/76 through 5/31/78.

Changes

Hisle, Wendell L., Jr., from Librarian III in the Community College System, Henderson Community College, to Librarian III in the Community College System, Lexington Technical Institute, 3/1/76 through 6/30/76.
Lawson, James D., from Assistant to the Dean, College of Agriculture, to Assistant Director, Agriculture Experiment Station and Cooperative Extension Service, effective 3/1/76.
Pearce, Walter H., from Lecturer (with tenure), to Assistant Professor (with tenure), Department of Economics, College of Business and Economics, effective 3/1/76.

*Special Title Series

Reappointments

College of Allied Health Professions

Department of Allied Health Education and Research effective 7/1/76 through 6/30/77

Chiswell, Charles L., Assistant Professor*, joint reappointment with Pedodontics,
College of Dentistry
Davison, David D., Assistant Professor*
Gardner, Davis L., Assistant Professor*
Herring, Kent, Assistant Professor*, joint reappointment with Restorative
Dentistry, College of Dentistry
Kirkhorn, Judith Berg, Instructor*
Morris, Bonnie Lynch, Assistant Professor, joint reappointment with Medical
Technology
Parsons, Dennis E., Assistant Professor*
Watjen, Russell, Assistant Professor*

Department of Dental Hygiene effective 7/1/76 through 6/30/77

Curtis, Sylvia B., Assistant Professor*, joint reappointment with Allied Health
Education and Research
Fair, Kathryn, Assistant Professor*
Ketrick, Sheila, Instructor*
Miller, Penny, Instructor*

Department of Physical Therapy effective 7/1/76 through 6/30/77

Jaeger, D. LaVonne, Associate Professor*
Seymour, Ronald J., Assistant Professor*
Wadsworth, Carolyn T., Instructor*
Wadsworth, John, Assistant Professor*, joint reappointment with Department
of Allied Health Education and Research
Williams, Duane, Assistant Professor*

Department of Medical Technology effective 7/1/76 through 6/30/77

Martin, Kenneth M., Assistant Professor*

College of Arts and Sciences

Department of Computer Science effective 8/1/76 through 5/31/78

Hart, Johnson Murdock, Assistant Professor

Department of English

Foreman, Walter, Assistant Professor, 8/1/76 through 5/31/78.
Halliday, Patricia, Assistant Professor, 8/1/76 through 5/31/78.
Potratz, George, Assistant Professor, 8/1/76 through 5/31/78.
Prats, Armando, Assistant Professor, 8/1/76 through 5/31/78.
Semon, Kenneth, Assistant Professor, 8/1/76 through 5/31/77.

*Special Title Series

Department of Geography effective 8/1/76 through 5/31/77
McIntosh, Terry L., Assistant Professor

School of Journalism effective 8/1/76 through 5/31/77
Adams, Joyce, Visiting Assistant Professor-Journalistic Practice*
Holwerk, David, Visiting Instructor
Johnson, Ralph E., Visiting Lecturer (part-time)
Kirkhorn, Michael J., Assistant Professor-Journalistic Practice*
Orndorff, Robert L., Assistant Professor-Journalistic Practice*
Rayburn, J. D., II Visiting Instructor
Swain, Bruce M., Assistant Professor
Whitlow, S. Scott, Assistant Professor

Department of Mathematics effective 8/1/76 through 5/31/77
Massey, Frank J., III, Assistant Professor

College of Business and Economics effective 8/1/76 through 5/31/77

Department of Business Administration
Dittrich, John E., Assistant Professor
Jones, Wesley H., Assistant Professor
McAdams, Tony, Assistant Professor

Department of Accounting
Tipgos, Manuel, Assistant Professor

College of Dentistry effective 7/1/76 through 6/30/77

Department of Community Dentistry
Adams, Townsel, Clinical Instructor (voluntary)
Adkins, William B., Clinical Instructor (voluntary)
Auslander, Steve W., Clinical Instructor (voluntary), joint reappointment with
Department of Dental Hygiene, College of Allied Health Professions
Armstrong, Paul, Clinical Instructor (voluntary)
Babb, Ronald, Clinical Instructor (voluntary)
Ballou, Orville, Clinical Instructor (voluntary)
Ballou, Samuel, Clinical Instructor (voluntary)
Ballou, Sherman, Clinical Instructor (voluntary)
Bauman, Melvin, Clinical Instructor (voluntary)
Barr, Vincent, Clinical Instructor (voluntary)
Bays, Clyde E., Jr., Clinical Instructor (voluntary)
Bays, Clyde E., Sr., Clinical Instructor (voluntary)
Bennett, James F., Clinical Instructor (voluntary)
Blakeman, H. Dwaine, Clinical Instructor (voluntary), joint reappdntment with
Dental Hygiene, College of Allied Health Professions
Boone, James C., Clinical Instructor (voluntary)
Brooks, Ernest A., Clinical Instructor (voluntary)

Carter, Ronald T., Clinical Instructor (voluntary)
Cole, C. E., Clinical Instructor (voluntary)
Collins, Andreae R., Clinical Instructor (voluntary)
Creech, William, Clinical Instructor (voluntary)
Dahlen, Dana F., Clinical Instructor (voluntary), joint reappointment with
Dental Hygiene, College of Allied Health Professions
Davis, George, Clinical Instructor (voluntary)
Douglass, Jesse B., Jr., Clinical Instructor (voluntary)
Ellis, Ralph E., Clinical Instructor (voluntary)
Fowler, Robert, Clinical Instructor (voluntary)
Galbreath, William B., Clinical Instructor (voluntary)
Gearhart, Gerald Lee, Clinical Instructor (voluntary)
Gearhart, William L., Clinical Instructor (voluntary)
Gilbert, Hugh B., Clinical Instructor (voluntary)
Goeke, Thomas, Clinical Instructor (voluntary)
Guy, Newton S., III, Clinical Instructor (voluntary)
Habacker, Lynn H., Clinical Instructor (voluntary)
Haley, William A., Clinical Instructor (voluntary)
Hamlin, Larry E., Clinical Instructor (voluntary)
Harmeling, Bernard L., Clinical Instructor (voluntary)
Hendon, Gene Edward, Clinical Instructor (voluntary)
Holbrook, Harold W., Clinical Instructor (voluntary)
Hopkins, Jerome D., Clinical Instructor (voluntary)
Hopkins, Thomas L., Clinical Instructor (voluntary)
Houze, Richard A., Clinical Instructor (voluntary)
Johnson, David, Clinical Instructor (voluntary)
Lee, Johnson C., Clinical Instructor (voluntary)
Lester, Harold D., Clinical Instructor (voluntary)
Lewis, H. Bernal, Clinical Instructor (voluntary)
Lewis, James, Clinical Instructor (voluntary)
Lewis, Ronald, Clinical Instructor (voluntary)
Lutes, Thomas G., Clinical Instructor (voluntary)
Mann, Robert N., Clinical Instructor (voluntary)
Marx, S. Gerald, Clinical Instructor (voluntary)
McDowell, John G., Clinical Instructor (voluntary), joint reappointment with
Dental Hygiene, College of Allied Health Professions
McDowell, John I., Clinical Instructor (voluntary)
Meade, Steven D., Clinical Instructor (voluntary)
Meister, Fred J., Clinical Instructor (voluntary), joint reappointment with
Dental Hygiene, College of Allied Health Professions
Metzmeier, Frank, Clinical Instructor (voluntary)
Mills, Jerry, Clinical Instructor (voluntary)
Mills, Robert, Clinical Instructor (voluntary)
Morgan, Ballard F., Clinical Instructor (voluntary)
Morris, Robert E., Clinical Instructor (voluntary)
Mueller, William L., Clinical Instructor (voluntary)
Murphy, James C., Clinical Instructor (voluntary)
Nunnally, Boyce, Jr., Clinical Instructor (voluntary)

Oakley, John R., Clinical Instructor (voluntary)
Perkins, T. Scott, Clinical Instructor (voluntary)
Phillips, William A., Clinical Instructor (voluntary), joint reappointment with
Dental Hygiene, College of Allied Health Professions
Piontek, Dennis, Clinical Instructor (voluntary), joint reappointment with
Dental Hygiene, College of Allied Health Professions
Riley, J. Don, Clinical Instructor (voluntary)
Rohrer, Albert D., Clinical Instructor (voluntary)
Rose, James L., Clinical Instructor (voluntary), joint reappointment with Dental
Hygiene, College of Allied Health Professions
Rowe, Louis Paul, Clinical Instructor (voluntary)
Rudolph, Robert B., Clinical Instructor (voluntary)
Salisbury, Jack, Clinical Instructor (voluntary)
Schmidt, William R., Clinical Instructor (voluntary)
Segebarth, Ronald J., Clinical Instructor (voluntary)
Shaver, Jacob L., Jr., Clinical Instructor (voluntary)
Shepherd, William D., Clinical Instructor (voluntary)
Skidmore, Hugh P., Jr., Clinical Instructor (voluntary)
Smith, Harold M., Clinical Instructor (voluntary)
Smith, Henry C., Clinical Instructor (voluntary)
Smith, John K., Clinical Instructor (voluntary)
Smith, W. Haywood, Clinical Instructor (voluntary)
Spence, Foster H., Clinical Instructor (voluntary)
Steele, Marcus, Jr., Clinical Instructor (voluntary)
Stevens, Jerry W., Clinical Instructor (voluntary)
Strull, Norman J., Clinical Instructor (voluntary)
Sutterlin, J. D., Clinical Instructor (voluntary)
Swieterman, Robert, Clinical Instructor (voluntary)
Sword, Charles D., Clinical Instructor (voluntary)
Tenery, James, Clinical Instructor (voluntary)
Towe, Richard L., Clinical Instructor (voluntary)
Tuttle, William, Clinical Instructor (voluntary)
Watts, Frank S., Clinical Instructor (voluntary)
Watts, Harry M., Jr., Clinical Instructor (voluntary)
Webb, Paul H., Clinical Instructor (voluntary)
Weinburg, Hershel G., Clinical Instructor (voluntary)
Wheeler, Arlis W., Clinical Instructor (voluntary)
Whitelock, Gary H., Clinical Instructor (voluntary), joint reappointment with
Dental Hygiene, College of Allied Health Professions
Wilkerson, Harold T., Clinical Instructor (voluntary)
Wilson, Benny J., Clinical Instructor (voluntary)
Wilson, George W., Clinical Instructor (voluntary)
Winchester, Ralph D., Clinical Instructor (voluntary)
Wise, Kenneth, Clinical Instructor (voluntary)
Yates, Morris C., Clinical Instructor (voluntary)

Department of Oral Surgery

Behr, Max, Clinical Instructor (voluntary)

Bowden, Charles M., Jr., Assistant Clinical Professor (voluntary)
Connor, James B., Assistant Clinical Professor (voluntary)
Goes, Robert L., Assistant Clinical Professor (voluntary)
Marks, Ivan, Assistant Clinical Professor (voluntary)
Thomas, Paul M., Assistant Clinical Professor (voluntary)

Department of Periodontics

Moors, Michael J., Clinical Instructor (voluntary)

Department of Prosthodontics

Tharp, Kenneth L., Assistant Clinical Professor (voluntary)

Department of Restorative Dentistry

Cruise, Sidney, Assistant Clinical Professor (voluntary)
Lyon, Edward, Assistant Clinical Professor (voluntary)
Stigers, R. Winston, Assistant Clinical Professor (voluntary)

College of Education

Department of Curriculum and Instruction effective 8/1/76 through 5/31/77

Klug, Dennis, Assistant Professor

Department of Psychology and Counseling

Green, Logan, Assistant Professor, 8/1/76 through 5/31/78
Musser, Louise, Assistant Professor (part-time), 8/1/76 through 5/31/77
Remer, Rory, Assistant Professor, 8/1/76 through 5/31/78

College of Engineering

Department of Electrical Engineering effective 8/1/76 through 5/31/79

Todd, Lee T., Assistant Professor

College of Medicine effective 7/1/76 through 6/30/77

Department of Diagnostic Radiology

Tadavarthy, S. Murthy, Assistant Professor

Department of Pathology

Bhathena, Dinyar, Assistant Clinical Professor (part-time)

Department of Medicine

Kuo, Chien Suu, Assistant Professor

Department of Ophthalmology

Offutt, William N., Assistant Clinical Professor (part-time)

Department of Psychiatry

Rinsky, George, Clinical Instructor (part-time)

Department of Surgery

Mortara, Richard H., Assistant Clinical Professor (part-time)

College of Nursing effective 7/1/76 through 6/30/77

Egbert, Emily, Assistant Professor*
Robinson, Mary Kathryn, Instructor*
Sallee, Kathryn, Assistant Professor*
Smith, Jean G., Assistant Professor*
Thieneman, Catherine, Instructor*

College of Pharmacy

Amerson, Ann B., Assistant Professor*, 7/1/76 through 5/31/77
Barnett, Robert L., Jr., Assistant Professor*, 7/1/76 through 6/30/77
Cobb, Ronald David, Assistant Professor*, 7/1/76 through 6/30/77
Foster, Thomas S., Assistant Professor*, 7/1/76 through 6/30/77
Garrett, Ruby Joyce, Assistant Professor*, 7/1/76 through 6/30/77
Hurley, Laurence H., Assistant Professor, 7/1/76 through 6/30/77
Im, Sophann, Assistant Professor*, 7/1/76 through 6/30/77
Johnson, Curtis A., Assistant Professor*, 7/1/76 through 6/30/77
Love, David W., Assistant Professor*, 7/1/76 through 6/30/77
Lubawy, William C., Assistant Professor, 7/1/76 through 6/30/77
McWhinney, Bruce D., Assistant Professor*, 7/1/76 through 6/30/77
Munson, James W., Assistant Professor, 7/1/76 through 5/31/77
Perrier, Donald G., Assistant Professor, 7/1/76 through 6/30/77
Simpson, Thomas R., Jr., Assistant Professor*, 7/1/76 through 6/30/77
Steil, Condit F., Assistant Professor*, 7/1/76 through 6/30/77

Waiver of Nepotism

Martin, Kenneth M., Assistant Professor and
Martin, E. Anne Stiene, Associate Professor (with tenure), Department of
Medical Technology, College of Allied Health Professions, following
their marriage on March 13, 1976.

Leaves of Absence

Berry, Wendell E., Professor, Department of English, College of Arts and
Sciences, Leave without pay, 1/1/77 through 6/30/77.
Breazeale, Daniel, Assistant Professor, Department of Philosophy, College
of Arts and Sciences, Leave without pay, 7/1/76 through 6/30/77.
Bridges, William, Extension Community Development Specialist, Cooperative
Extension Service, College of Agriculture, Sabbatical leave with half-
salary, for the academic year 1976-77.
Currier, Barry A., Assistant Professor, College of Law, Leave without pay,
for the academic year 1976-77.

*Special Title Series

- Das, Nirmal K., Associate Professor, College of Medicine, Leave without pay, 8/1/76 through 8/20/76.
- Garrity, Thomas F., Associate Professor, Department of Behavioral Science, College of Medicine, Special Assignment, 7/1/76 through 6/30/77.
- Just, John, Associate Professor, Department of Biological Sciences, College of Arts and Sciences, Sabbatical leave with half-salary, 7/1/76 through 6/30/77.
- LaBrecque, Richard, Associate Professor, Department of Social and Philosophical Studies, College of Education, Sabbatical leave with full-salary, for the fall semester 1976.
- Peretz, Bertram, Associate Professor, Department of Physiology and Biophysics, College of Medicine, Sabbatical leave with half-salary, 12/1/76 through 11/30/77.
- Reed, Anna K., Assistant Professor, Department of English, College of Arts and Sciences, and Honors Program, Undergraduate Studies, Sabbatical leave with full-salary, for the fall semester 1976.
- Swift, Louis J., Associate Professor, Department of Classical Languages and Literatures, College of Arts and Sciences, Previously approved Sabbatical leave, half-salary, 7/1/76 through 6/30/77, changed to Sabbatical leave with full-salary, 1/1/77 through 6/30/77.

Terminal Reappointments

- Archambo, Judith P., Assistant Professor, Department of Behavioral Science, College of Medicine, 7/1/76 through 6/30/77.
- Day, Robert A., Assistant Professor, Department of Behavioral Science, College of Medicine, 7/1/76 through 6/30/77.
- Hafeez, Mohammad, Assistant Professor, Department of Biological Sciences, College of Arts and Sciences, 8/1/76 through 5/31/77.
- Lamb, Patricia, Instructor, Department of English, College of Arts and Sciences, 8/1/76 through 5/31/77.
- Moorer, Clarence Alan, Assistant Professor, Department of English, College of Arts and Sciences, 8/1/76 through 5/31/77.
- Munjai, Devidayal, Assistant Professor, Department of Pathology, College of Medicine, 7/1/76 through 6/30/77.
- Musser, Joseph, Assistant Professor, Department of English, College of Arts and Sciences, 8/1/76 through 5/31/77.
- Sugg, Richard, Assistant Professor, Department of English, College of Arts and Sciences, 8/1/76 through 5/31/77.
- Whittaker, Joseph, Instructor, Department of English, College of Arts and Sciences, 8/1/76 through 5/31/77.

II. Appointments to McDowell Cancer Research and Treatment Network

Recommendation: that Mr. George E. Evans, Jr. and Mr. J. Ed McConnell be appointed as non-faculty members on the Board of Directors of the Ephraim McDowell Cancer Research and Treatment

Network for three year terms beginning May 1, 1976 and ending April 30, 1979; and that Dr. Wimberly Royster be appointed as a faculty member on the Board for a three year term beginning May 1, 1976 and ending April 30, 1979.

Background: According to the Bylaws of the Ephraim McDowell Cancer Research and Treatment Network, its Board of Directors shall consist of no fewer than 18, nor more than 24 members appointed by the President and approved by the Board of Trustees of the University of Kentucky. On June 20, 1975, the Board of Trustees approved the appointment of the first 18 members to the Network Board. The above nominations are made to fill three of the six remaining vacancies on the Board.

Action: Approved XX Disapproved _____ Other _____

Date: April 6, 1976.

Office of the President
April 6, 1976

PR 3

Members, Board of Trustees:

SUPPLEMENTAL RECOMMENDATIONS OF THE PRESIDENT

I. Patent Assignment

Recommendation: That authorization be given to the proper officials of the University of Kentucky Board of Trustees to execute an assignment on behalf of the Board of Trustees to The University of Kentucky Research Foundation of the following application for Letters Patent of the United States and the invention represented thereby: Blaine Parker, Serial Number 664,627, filed March 8, 1976.

Background: Blaine Parker has invented a Solar Fluid Heater With Electromagnetic Radiation Trap. He has assigned his right to the invention to the University. In accord with usual practice it is recommended that the University assign the patent to The University of Kentucky Research Foundation.

Action: Approved XX Disapproved _____ Other _____

Date: April 6, 1976

Office of the President
April 6, 1976

PR 4

Members, Board of Trustees:

1975-76 BUDGET REVISIONS

Recommendation: that the following revisions in the 1975-76 budget be authorized and approved.

	<u>Approved Budget</u>	<u>Revised Budget</u>	<u>Change</u>
A. <u>General Funds</u>			
1. Income Estimates			
Student Fees			
Miscellaneous			
Fees	\$ 931,100	\$ 936,700	\$ 5,600
Sales and Services			
Departmental Sales			
and Services	2,332,100	2,360,400	<u>28,300</u>
			33,900
2. Expenditures			
Academic Affairs			
General Library	2,000,900	2,026,900	26,000
Undergraduate Studies			
- Media Services	452,300	453,400	1,100
Community College System			
Elizabethtown -			
Community			
Services	13,400	19,000	5,600
Paducah - Vending			
Commission			
Scholarship	4,000	5,200	<u>1,200</u>
			33,900
3. <u>Comments</u> - The proposed expenditure increases for the Library and Media Services will be supported by income generated by the respective units. The proposed increase for Elizabethtown Community College will be supported by additional student fee income. The increase for Paducah Community College will be supported by increased vending income.			

	<u>Approved Budget</u>	<u>Revised Budget</u>	<u>Change</u>
B. <u>Restricted Funds</u>	\$17,663,900	\$17,786,900	\$123,000
2. Expenditures			
Academic Affairs			
College of Business and Economics			
Accounting			
Research and Development	9,000	22,000	13,000
College of Home Economics			
Dietetic Traineeship-0-		11,000	11,000
Graduate School			
Title I (HEA)	-0-	17,500	17,500
Undergraduate Studies			
Latin American Scholarship Program	9,600	12,300	2,700
Medical Center			
Administration	15,000	19,000	4,000
College of Allied Health Professions			
Kellogg Center for Learning Re- sources	89,400	159,100	69,700
Community College System			
Ashland - Consumer and Homemaking	13,100	13,500	400
Henderson - Vocational Education	17,400	19,100	1,700
Consumer and Home- making	12,100	12,500	400
Maysville - Consumer and Homemaking	15,200	15,600	400
Somerset - Consumer and Homemaking	15,500	15,900	400
Student Affairs			
Student Financial Aid			
J.K. and W.D. Funkhouser Scholarships	-0-	500	500
University Relations			
Development Office			
Development Fund	-0-	1,300	<u>1,300</u>
			<u>123,000</u>

3. Comments - The proposed additional expenditures will be funded from income restricted for the purposes indicated above.

	<u>Approved Budget</u>	<u>Revised Budget</u>	<u>Change</u>
C. <u>Auxiliary Services</u>			
1. Income Estimates	\$13,149,200	\$13,206,000	\$56,800
2. Expenditures			
Academic Affairs			
Agricultural Co- operative Extension			
4-H Camp	35,000	55,000	20,000
Community College System			
Maysville Bookstore	26,200	31,700	5,500
Paducah Bookstore	69,200	100,500	<u>31,300</u>
			<u>56,800</u>

3. Comments - The proposed expenditure increases will be supported by additional income generated by the respective auxiliary services operations.

Action: Approved XX Disapproved _____ Other _____
Date: April 6, 1976.

Office of the President
April 6, 1976

PR 5

Members, Board of Trustees:

HONORARY DEGREE RECIPIENTS

Recommendation: that approval be granted to awarding the honorary degree of Doctor of Laws to the Honorable Julian M. Carroll, Mr. James S. Hudnall, and Mr. Harry M. Young, Jr.; and the honorary degree of Doctor of Science to Dr. Herbert P. Riley.

Background: The Committee on Honorary Degrees has recommended to the Graduate Faculty and the University Senate that these honorary degrees be awarded to the persons listed above, and these two bodies have expressed their approval of the recommendation.

Biographical sketches of each recipient are attached.

Action: Approved xx Disapproved _____ Other _____

Date: April 6, 1976

JULIAN MORTON CARROLL

Julian Morton Carroll was born in McCracken County in 1931, attended Paducah Junior College after graduating from Heath High School where he was student body president and class salutatorian. He was graduated from the University of Kentucky in 1954 as a political science major and received his law degree from the University of Kentucky in 1956. After serving with the United States Air Force, he returned to Paducah to open a law firm.

Julian Carroll first entered public life at the age of 29 when he ran for State Representative of his home county of McCracken. After winning that first political race, he served the next three terms in the Kentucky House and, in 1968, in his fourth consecutive term, was elected to that body's highest leadership position, Speaker of the House. Elected again to that post in 1970, Carroll continued to build a reputation of active leadership in the State Legislature. After serving three years as the Commonwealth Lieutenant Governor and ten active years as a member of the House of Representatives, Julian Morton Carroll became Governor of the Commonwealth of Kentucky on December 28, 1974, and was elected to that office on November 4, 1975.

Governor Carroll has been most active in civic affairs as well as deeply involved in public life. He has been active in service clubs, holds membership in the McCracken County, Kentucky, and the American Bar Associations. In 1966-67 he was elected moderator of the Kentucky Synod of the Presbyterian Churches of the Commonwealth and has also served as a member of the Judiciary Board of the General Assembly of the Cumberland Presbyterian Church.

For his distinguished role as a public servant, it is recommended that Governor Julian Morton Carroll be awarded the degree of Doctor of Laws.

JAMES S. HUDNALL

James S. Hudnall was granted the bachelor's degree from the University of Kentucky in 1921. Post graduate work in mining geology was taken at both the University of Chicago, and Pennsylvania State College.

For forty-three years Mr. Hudnall was a member of the firm Hudnall and Pirtle, Consulting Geologists and Petroleum Engineers. Presently Mr. Hudnall and his son, Ogden S. Hudnall conduct an investment and real estate business of significant proportions.

Mr. Hudnall is past president of the Texas Society of Professional Engineers, an organization to which he belonged for many years. This society's East Texas Chapter granted him their Outstanding Engineer of the Year Award in 1953. He is a member of the Texas Academy of Science, American Institute of Mining and Metallurgical Engineers, American Association of Petroleum Geologists, American Geophysical Miners, American Congress of Surveying and Mapping, and the American Association for the Advancement of Science.

Mr. Hudnall has been a member of the University of Kentucky Development Council since its inception in 1966, and is a member of the Council's Board of Directors at the present time. His concern for higher education is profound and of major significance. For nearly ten years he has supplied generous scholarships for University of Kentucky geology students. As an alumnus of the University of Kentucky his response with exceptional generosity to fund drives has stimulated equally exceptional interest among other alumni. His concern for higher education is universal, a fact seen in gifts such as the Hudnall Planetarium to the Tyler Junior College in Tyler, Texas.

For his industrial and scientific leadership, and his distinguished efforts to further the sciences in higher education, James S. Hudnall is recommended for the degree of Doctor of Laws.

HERBERT P. RILEY

Herbert P. Riley was born June 28, 1904 in Brooklyn, New York. He was graduated from Princeton University, Phi Beta Kappa with highest honors in biology in 1925. From Princeton he was also awarded a Master of Arts in 1929, and a Doctor of Philosophy in 1931. He has held teaching positions at Princeton University, Tulane University, and the University of Washington. From 1942-65 he was Professor of Botany and Head of the Department of Botany at the University of Kentucky. In 1956 he was named Distinguished Professor of Botany. He has been a Fulbright lecturer at the University of Pretoria, South Africa, as well as the University of Cape Town.

Professor Riley has held numerous editorial positions on many scientific journals. He has been constantly in demand as an investigator, consultant, lecturer, and referee for such institutions as the National Science Foundation, the Southeastern Conference on Biology Teaching, the Oak Ridge National Laboratory, the University of Calcutta, Magadh University, Karnatak University (India), and the University of Pretoria. He has received awards and grants from the New Orleans Academic of Science, the United States

Atomic Energy Commission, the National Science Foundation, the Joseph Henry Fund of the National Academy of Sciences, the Kentucky Research Foundation, and others. He received the University of Kentucky Faculty Award for Research given by the Alumni Association, and was elected Distinguished Professor Lecturer in 1953 by the University of Kentucky College of Arts and Sciences.

His memberships and activities in professional societies are lengthy and impressive. He is listed in all significant biographical encyclopedias of America and England. His bibliography of books and articles is well known and is far too vast to enumerate or list here.

For an extraordinary and distinguished career in biology and related sciences, Professor Herbert P. Riley is recommended for the degree Doctor of Science.

HARRY M. YOUNG, JR.

Born near Herndon, Kentucky, in 1919, Harry M. Young, Jr. was graduated in 1941 with a Bachelor of Science degree from the University of Kentucky, from which he also received a Master of Science degree in 1943. After serving with the United States Air Force, Mr. Young returned to the University of Kentucky as Extension Farm Management Specialist for the College of Agriculture, a position he held from 1946 to 1954. In 1954 he became a partner in the operation of Melrose Farm in Christian County.

Concerned with economy, efficiency, and quality, Mr. Young devoted his efforts to innovative farming techniques that have brought him international attention and respect. He developed a technique commonly called "no-till" farming which has made it possible to bring into continuous cultivation over 200,000 acres in Kentucky of previously unfrequently cultivated land. This technique has increased agricultural income in the State by at least \$10 million per year. He is the author of a book on no-till farming which has received worldwide attention and has been translated into several foreign languages. It is a mark of his character and personality that he has freely shared these innovations and advances with all. The testimony of his colleagues, of a wide range of industry involved with farming, of colleagues of other universities and colleges, and of economists familiar with his work indicates beyond doubt his far-ranging effect on the economy and farming in the Commonwealth of Kentucky and beyond.

Mr. Young has received numerous awards of recognition including the University of Kentucky College of Agriculture Thomas Poe Cooper Leadership Award in 1969, and the Kentucky Farm Press and Radio Association's

Man of the Year Award in 1974. In addition, he has assumed important civic and community responsibilities, is a member of the Board of Directors of the Federal Reserve Bank of St. Louis and the Farm Credit Bank of Louisville.

For his outstanding leadership and accomplishment at quite literally the grass roots level, Harry M. Young, Jr. is recommended for the Doctor of Laws degree.

Office of the President
April 6, 1976

PR 6

Members, Board of Trustees:

CONSTRUCTION OF A LIBRARY/LEARNING RESOURCE
CENTER AT HOPKINSVILLE COMMUNITY COLLEGE

Recommendation: that the Board approve for submission to the Council on Public Higher Education a new library/learning resource center for Hopkinsville Community College.

Background: An unanticipated enrollment increase of nearly 30 percent at Hopkinsville Community College in the fall semester of 1975 has created an urgent need for additional space. The library and learning resource facilities are currently occupying temporary space in the academic building. The construction of the library/resource center will free space in the academic building which can be used to accommodate the increased enrollment. The new facility will also permit the addition of library volumes needed to serve the larger enrollment. Estimated cost of this project is one million dollars. Funds for this project were included in the Governor's Executive Budget for 1976-78.

Action: Approved XX Disapproved _____ Other _____

Date: April 6, 1976.

Office of the President
April 6, 1976

PR 7

Members, Board of Trustees:

PROPOSED AMENDMENTS TO THE GOVERNING REGULATIONS

Recommendation: that the following proposed amendments to the Governing Regulations of the University of Kentucky be received for consideration and, provided at least one month has elapsed, be put on the agenda for approval by the Board of Trustees at its next regular meeting.

(a) Amend PART X-C (page 36) to read:

(deletions are bracketed; additions are underlined)

C. Conditions of Employment

1. Terms of Appointment

Academic appointments are made on [ten] academic year and twelve month bases.

2. Vacation Leave

[All full-time academic appointees, whether on a ten month or a twelve month basis, shall be entitled to a one-month vacation leave with pay. Vacation leave cannot be accumulated. All members of the teaching faculty shall be in actual attendance at least until after commencement and until all reports have been made, and at least three days prior to the first day of registration for the fall semester unless for special reasons special leave is approved.]

Full-time faculty members employed on a twelve month basis shall be entitled to one month of vacation leave with pay. Vacation leave cannot be accumulated.

Full-time faculty members employed on an academic year basis shall be on appointment from August 16 through May 15 and are expected to be normally available for participation in appropriate academic activities during this period. The dates for the nine-month academic year may be shifted by a maximum of seven days, however, on request and justification by the chief administrative officer of an educational unit and approval of the appropriate academic vice president. To insure opportunities for vacations, faculty members employed on this basis shall be limited to two months of employment in activities funded by the University or its affiliated corporations during the summer period (May 16 through August 15).

3. Professional Practices

a. General Policies

During their annual employment period (either [ten] academic year or twelve months), faculty and research staff members are expected to serve the University. It is assumed that all persons on the academic staff will be interested primarily in the work of their respective educational units, giving their chief efforts to the promotion of that work.

(No further change in this section.)

- (b) Amend the third and fourth paragraphs of PART X-C-5-a (pages 38 and 39) to read:

After six years of continuous eligible service, an individual may apply for one year's leave (academic year for [10 months'] academic year appointees) at one-half salary or six months' leave (academic semester for [10 months'] academic year appointees) at full salary. After three years of continuous eligible service he may apply for six months' leave (academic semester for [10 months'] academic year appointees) at one-half salary. "Continuous service" is interrupted by a sabbatical leave; i.e., no service prior to a sabbatical may be credited toward eligibility for future sabbatical leave. Leaves of absence without pay are not normally credited toward eligibility for sabbatical leave. However, exception may be made when the leave enhances the value of the individual to the University, e.g., a leave to accept a fellowship or a grant, service for professional organizations, etc. In no case shall the leave of absence without pay be considered as an interruption of continuous service.

Sabbatical leaves shall not be used as a means of augmenting personal income. A recipient may not accept gainful employment during the sabbatical leave (for [10 months'] academic year appointees this does not include the period of [vacation and the two months during the summer] May 16 through August 15; for 12 months' appointees this does not include the one-month vacation period) except as follows:

(No further change in this section.)

Background: The proposed amendments primarily constitute technical changes in wording which will bring statements in the Governing Regulations of the University of Kentucky into better conformance with established institutional practices. No basic modifications in the nature of assignments or responsibilities of faculty will be involved. Interpretation and acceptability of current practices with respect to extenally funded programs, however, will be greatly facilitated.

Action: Approved XX Disapproved _____ Other _____

Date: April 6 1976

Office of the President
April 6, 1976

PR 8

Members, Board of Trustees:

APPOINTMENT OF A DEAN OF COLLEGE OF BUSINESS & ECONOMICS

Recommendation: that Dr. William W. Ecton be appointed Dean of the College of Business and Economics, effective immediately.

Background: Following the announcement of Dean Charles F. Haywood of his desire to be relieved of his duties as Dean of the College of Business and Economics, a Search Committee was appointed in accordance with the Governing and Administrative Regulations to recommend on a replacement. The vacancy was advertised widely and a large number of external and internal candidates were evaluated by the committee. This evaluation included bringing four external candidates to the campus for interviews. Dr. Ecton was recommended by the search committee for the position of Dean of the College of Business and Economics.

Dr. Ecton received the B.S. degree from the University of Kentucky in 1951 and the M.B.A. degree in 1960. He was awarded the Ph.D from the University of Missouri in 1966. He was employed by a major accounting firm during the period of 1951-57 and joined the faculty here as Instructor in 1957. He was promoted to Assistant Professor in 1960, to Associate Professor in 1963, and to Professor in 1970. With the organization of the separate Department of Accounting in 1967, he was appointed as the first chairman and continued in that capacity until January, 1974. From January 1, 1974 to the present, he has served as either the Acting Dean or Associate Dean of the College.

Dr. Ecton brings to the new appointment a combination of business and academic experience, as well as a familiarity with the operation of the College of Business and Economics and of the University of Kentucky, which should be of great value in this new leadership role.

Action: Approved XX Disapproved _____ Other _____

Date: April 6, 1976

March 30, 1976

PETITION

TO: Board of Trustees of the University of Kentucky

FROM: Professors Richard C. Ausness, John Batt, Kenneth B. Germain, Alvin L. Goldman, John R. Leathers, Eugene F. Mooney, College of Law, University of Kentucky

John Batt
Richard C. Ausness
Kenneth B. Germain
Alvin L. Goldman
John R. Leathers
E F Mooney by JRL

RE: Request that the Board disapprove the action taken by the Executive Committee on March 12, 1976, respecting the appointment of a Dean for the College of Law; that the procedures leading to that action be investigated; and that further action respecting the appointment of a Dean for the College of Law be abated until such time as there is full compliance with the Governing Regulations of this University and with the Standards of the Association of American Law Schools.

SUMMARY OF GROUNDS FOR THIS PETITION

Part II §5 of the Governing Regulations requires that the Executive Committee of the Board of Trustees submit a record of its proceedings to the Board of Trustees for its consideration and approval. At the meeting scheduled for Tuesday, April 6, 1976, the Board will have before it for consideration and approval the action taken by the Executive Committee on March 12, 1976, appointing Prof. Thomas Lewis of Boston, Massachusetts, to the post of Dean of the College of Law. As explained in detail below, and as supported by the attachments hereto, the above-signed six tenured members of the College of Law faculty submit that

the action taken by the Executive Committee respecting the Lewis appointment was ill considered because a) the President did not adhere to the procedures required by Part VIII §A (3) and Part VII §B (4) of the Governing Regulations in submitting his recommendation to the Executive Committee; b) there are objections to the merits of this appointment which were not placed before or weighed by the Executive Committee; c) the procedures followed in presenting this recommendation did not involve the degree of faculty consultation which has been customary in such appointments; d) the procedures followed in presenting this recommendation did not involve the degree of faculty consultation which was explicitly promised by the President; and e) the procedures followed in presenting this recommendation did not meet Article 6 §4 (c) and §4 (c) (ii) of the By-laws of the Association of American Law Schools, the principal law school accrediting agency, and thereby may have jeopardized the accredited status of the College of Law

BACKGROUND

Presently there are 25 full time members of the College of Law faculty, two of whom are on leave of absence (at locations within the United States) and three of whom have concurrent full-time administrative responsibilities. Of these 25 law professors, 18 hold tenured positions. The law college is not departmentalized; the dean also fulfills the role of chairman. For more than a decade it has consistently been the practice of the law faculty

to meet for the purpose of deliberation and decision regarding all matters of faculty appointment, from the assistant professor level on up.

In early December of 1975, George Hardy, the Dean of the College of Law, announced that he was resigning at the end of the academic year to become dean at another law school. Dean Hardy had been in this post since the beginning of the 1973-74 academic year. Shortly thereafter, the President, upon the recommendation of the Senate Council, appointed a search committee to propose to him a successor to Dean Hardy. The Senate Council's recommendations for the search committee were proposed to it by Vice President Cochran. By a divided vote, the Senate Council rejected a request that, as had been done the last time there was a law dean search committee, the law faculty be consulted prior to making search committee recommendations to the President. Shortly thereafter, four tenured members of the law faculty met with President Singletary to urge upon him the wisdom of consulting with the law faculty prior to appointing a search committee for a law dean. The President explained that the Governing Regulations do not require such consultation with respect to the choice of a search committee and that he had already notified his appointees of their designation. However, the President gave very emphatic and precise assurance to these law faculty members that there was to be full and meaningful consultation with the law faculty respecting the search for and choice of a dean, that he would so advise the search committee, and that he would take corrective action if he learned that that commitment was not being met.

The search committee proceeded to search for a dean without at any time meeting with the law faculty collectively and without seeking individual faculty guidance from a significant number of faculty members.

Some time in February the search committee learned that Professor Thomas Lewis of the Boston University law school was interested in being considered for the post of dean at the U.K. College of Law. Professor Lewis was well known to some members of the U.K. law faculty and unknown to others. He is a graduate of this law school and for several years was a member of this faculty. He left U.K. in 1965 to join the University of Minnesota faculty. In the Fall of 1971, when the College of Law previously had a decanal vacancy, upon the recommendation of a substantial majority of the law faculty--reaching its decision at a meeting of that faculty--the President offered Professor Lewis the deanship. Professor Lewis declined. Some nine or so months thereafter, Professor Lewis made it known that he had a renewed interest in the deanship. It was again offered to him and this time he accepted and that appointment was approved by the Board of Trustees. A short time thereafter, and before arriving to undertake his responsibilities, Professor Lewis again changed his mind and resigned from the deanship. Professor Lewis thereafter left his position at Minnesota to join the faculty at Boston University.

As noted above, sometime around February of this year, the search committee became aware of Professor Lewis' again renewed interest in the post of dean at the U.K. College of Law. He was invited to visit the campus and met with law faculty members

at a series of social functions on February 29 and for some individual and group discussions during part of March 1. On March 5th the search committee met. It received a report from its three law faculty members to the effect that they had consulted individually with all but perhaps three members of the faculty and that there was overwhelming support for a recommendation that Professor Lewis be asked to be Dean. The search committee accepted this representation and favorably forwarded that recommendation to the President. The President accepted the recommendation and the next day by telephone he formally offered the position to Professor Lewis. (See attachment "D.")

On Monday, March 8th, the above-signed six tenured members of the law faculty first learned of the action of the search committee and of the President's agreement to contact Professor Lewis. Despite the representations to the search committee and the President, a substantial number of the law faculty, including the above-signed six tenured members, had not been consulted by the search committee either individually or collectively. Furthermore, in casual conversations with search committee members, various members of the law faculty had indicated that they had either strong reservations about recommending Professor Lewis at all, or that they had strong reservations about recommending him until after there had been an opportunity to meet at least a couple of new candidates for the position.

Because of the circumstances that had developed, Professor Goldman, who has known Professor Lewis for over a decade, called Professor Lewis and explained what had occurred. Professor Lewis

indicated that he had received an offer from the President and said that he had not yet given the President an answer. Professor Goldman suggested to Professor Lewis that, under the circumstances, Professor Lewis was the only person who could gracefully rectify the procedural violations which had occurred (by asking President Singletary to resubmit the matter for proper faculty consultation) and noted that he was confident that the substantive result would be the same if the procedural violations were first corrected. On the other hand, Professor Goldman also noted that the prospects for full faculty support would be greatly jeopardized if Professor Lewis' appointment was made without proper opportunity for meaningful faculty consultation. Professor Lewis' response was that that was not his problem, but rather that it was a problem for the law faculty at U.K., and that he had doubts as to whether he should even be discussing the matter with Professor Goldman. It appears that later that same day, Professor Lewis accepted Dr. Singletary's offer of the deanship. (See attachment "D.")

On Tuesday, March 9th, a memorandum from the search committee was circulated to the law faculty informing the faculty of its recommendation to President Singletary. (This memorandum is attached as item "A.") On March 11th, the above-signed six tenured law faculty members circulated to the search committee, and to the faculty, a letter dated March 10th explaining that the search committee's claim that it had consulted with the faculty was factually inaccurate. (This letter is attached as item "B.") Also on March 11th, a letter was delivered to Dr.

Singletary, together with a copy of the March 10th letter, requesting that no further action be taken on the Lewis appointment until there was compliance with the procedural prerequisites of meaningful faculty consultation. (This letter is attached as item "C.") On March 12th, Dr. Singletary addressed a memo to the above-signed six tenured law faculty members. He explained that he was satisfied with the propriety of what had occurred and that he was that afternoon presenting to the Trustees his recommendation for Professor Lewis' appointment. (This memorandum is attached as item "D.") On March 12th the Executive Committee accepted Dr. Singletary's recommendation respecting Professor Lewis' appointment as dean.

In addition to the foregoing, three tenured members of the faculty on March 10th requested that the Dean convene a meeting between the law faculty and the search committee in order that the matter might first be discussed internally within the law school. The Dean denied this request. (This request is attached as item "E" and the Dean's response is attached as item "F.")

DISCUSSION

There can be no question but that the rules and recent traditions of this University require that faculty consultation precede a recommendation to the President for the appointment of a law dean. Only through such consultation can the University receive the benefit of the diverse sources of evaluation needed in making so critical an appointment. Only through such consultation is it possible to generate the needed sense-of-faculty support for the selected law dean, the person chosen to act as

spokesman for the law faculty. Accordingly, in the December meeting between Dr. Singletary and four tenured members of the law faculty to discuss the decanal search and selection process, President Singletary gave every assurance that such consultation would take place.

Part VII §B (4) of the Governing Regulations defines the dean as the chairman of his college faculty. This description is especially fitting in the case of the law college which has a small faculty without division into departments, and, therefore, has no other faculty chairman but the dean. Part VIII §A (3) of the Governing Regulations requires that the recommendation for the appointment of an academic division chairman must be accompanied by written statements from at least the tenured members of the department or division. The law dean serves as just such a chairman. Yet, that procedure was not followed in the instant case. Nor in the instant case was there any other form of meaningful consultation with the tenured law faculty--other, perhaps, than with a select, chosen few.

As a law school accredited by the Association of American Law Schools, the College of Law has undertaken to abide by various standards of conduct in its operations. Failure to abide by these standards is grounds for adverse action against the law school on the part of that accrediting association.

Article 6 §4 (c) of the Association's By-laws states:

As to personnel matters, experience in the law school world has shown that a competent faculty is best assured by the faculty's exercising a substantial degree of control over decanal and faculty appointments or changes in faculty status (such as promotions, tenure designations, and renewal or

termination of term appointments). The capacity to make the pertinent decisions is maintained by procedures under which. . .

- ii. The faculty, individually or collectively, is consulted with respect to appointment of the dean before submission of any official recommendation to the final appointing authority, or, when no such official recommendation is contemplated, before action by the final appointing authority

Such consultation did not take place in the present situation, thereby exposing the College of Law and the University to complaint, investigation and possible sanctions by the AALS.

Faculty consultation, as normally understood at this law school, at this University, and in the larger community of fully accredited law faculties, means something well beyond casual conversations. Consultation necessitates that the person seeking the consultation frame the issue upon which advice is being sought, that there be a thorough exploration of the issue and a request that a conclusion be provided by the consultant. And, it is also normal courtesy, of course, for the person being consulted to be apprised of the fact that that is the purpose of the communication. Based upon this understanding of the nature of faculty consultation, the six signed tenured faculty members are confident that at least one third, and very likely in excess of a majority, of the faculty were not consulted by the search committee.

In addition, the consistent practice in dealing with personnel recruitment matters at the College of Law has been for consultation to be in the form of collective deliberation at a previously announced meeting, and where the nature of the recruitment is at a sufficiently high level, for that collectively

reached decision to be followed-up by individual letters of explanation and advice directed to the advisory and decision making authorities. The law faculty had every reason, therefore, to expect that in so serious a matter as the present selection of a dean, customary procedure would be followed. Indeed, why it was not followed, with its accompanying benefits of assured full exploration and safeguards against misinterpretation of positions, has never been explained.

When six tenured members of the law faculty called these procedural violations to the attention of President Singletary, he responded within a matter of hours in summary terms concluding that all had been well handled. He gave no explanation as to whether the facts were other than alleged nor did he explain what he understands to constitute minimally acceptable faculty consultation. Moreover, President Singletary's response came after an investigation of the facts, which, if indeed there was any investigation, was so perfunctory that further information was not sought from any of the six tenured members who signed the document raising the issue nor, as far as we can determine, from the majority of the law faculty. Yet, only weeks earlier, President Singletary had emphatically assured four of these same six law professors that he would see to it that there was meaningful faculty consultation regarding the selection of a new dean.

The sequence of events leading to the Executive Committee's action involved a time frame which was so compressed as to raise questions regarding whether or not there was ample time for the requisite deliberations. Professor Lewis was still being

interviewed in Lexington on Monday, March 1st. Less than four full days later--days during which classes were in session and the usual press of teaching, research, university and public service activities were occupying the law faculty--the search committee, without prior notice to the law faculty, recommended Professor Lewis for the dean's post. The law faculty was not informed of this action for several days. By the time the law faculty was notified of the search committee's recommendation, the offer had been made and accepted--although this fact had not yet been revealed to the faculty. Professor Lewis accepted Dr. Singletary's offer within hours of being apprised that the faculty had not been properly consulted and being requested to help rectify that serious error. Less than four full days thereafter, despite being notified of these violations of custom, regulation and of his own reassurances, Dr. Singletary, without adequate investigation of the charges of impropriety, placed his recommendation before the Executive Committee of the Board--even though a meeting of the full Board was less than a month away.

As previously mentioned, in informal discussions amongst law faculty members, objections to the merits of the appointment of Professor Lewis have been raised. Some have expressed concern respecting the indecisiveness indicated by his prior history regarding an interest in the U.K. deanship. Some have questioned whether he has a well-defined philosophy of legal education or whether he can help the law faculty to develop a clear sense of direction in future development of the law school. Some have questioned whether he has the requisite personality and ability to coordinate the efforts of individuals with differing approaches.

Some have questioned whether he intends to engage in the wide variety of important interpersonal relations amongst the law school's various constituencies both internal and external to the University. Some have questioned whether he is prepared to expend the very considerable amount of time and energy needed to serve adequately the College of Law as dean. Some have questioned whether he has demonstrated the requisite degree of regard for the stake which his future colleagues have in the law college and for the customs, traditions and values of faculty participation in guiding the policies of the law school. Some have questioned whether he is prepared to act as the faculty spokesman. And this does not exhaust the list of concerns which have been raised regarding Professor Lewis' qualifications to be Dean of the University of Kentucky College of Law. Yet, because of the lack of meaningful faculty consultation in this matter, neither the search committee, nor the President, nor the Executive Committee of the Board, have had an opportunity to receive, explore, evaluate and weigh these various objections to the merits of the Lewis appointment.

CONCLUSION

Because a serious question has been raised regarding the absence of meaningful faculty consultation respecting the Lewis appointment, it is incumbent upon the Board to suspend action on the Lewis appointment until it has satisfied itself through proper investigation and review that all procedural prerequisites have been met

and any deficiencies have been corrected. Only in this way can the Board be assured that a determination, as important to this University as the selection of the law dean, has been made with full and proper attention to evaluating the merits of the proposed appointee.

For these reasons, the Board of Trustees is hereby requested to vacate the Executive Committee's action respecting Professor Lewis' appointment as Dean of the College of Law until such time as it has thoroughly investigated and reviewed the procedures by which that appointment has been submitted to the Board. If that investigation and review reveal that the applicable regulations and customary practices respecting such appointments have not been met, then it is urged that the recommendation be returned to the President for reevaluation and resubmission only upon a favorable reconsideration based on full and meaningful faculty consultation.

UNIVERSITY OF KENTUCKY
COLLEGE OF LAW

March 9, 1976

MEMORANDUM

TO: Faculty

FROM: Search Committee

RE: Report On Recommendation To The President

Prior to the visit of Professor Tom Lewis last week, the Committee had received and identified about thirty-five names as possible candidates for the deanship. A majority of these names were given to us by members of the faculty, and the others came from knowledgeable persons at other law schools, including some schools which have recently searched for good candidates.

The Committee carefully evaluated the resume of each of these persons and made independent inquiry about the qualifications of a substantial number of them. By this process, and before the Lewis visit, we classified five persons as especially well qualified on the basis of their record and what we could learn about them.

Since Tuesday of last week the Committee has contacted directly each of the four other candidates. One of them has said that he has a deanship offer from one school and is under serious consideration at another school. He asked that he not be considered here. One of them has accepted appointment as a distinguished professor at another law school. Two of them have said that they are not interested in being dean here or elsewhere just now. During that week members of the Committee also consulted with the faculty individually in regard to the candidacy of Tom Lewis.

The Committee is of the view that it would take very considerable further search to identify and evaluate additional candidates having comparable qualifications to the five we had agreed on earlier. In our judgment such a further search, if made to the standards we have already applied and would continue to apply, would prolong the process to a point where no recommendation could be implemented prior to July 1, 1977.

In the circumstances and for the reasons stated, we believe Professor Lewis should now be considered for offer of appointment as an especially well-qualified candidate who has substantial support in the faculty and with all other groups as well.

We so recommended to the President.

PO:bd

-A-

UNIVERSITY OF KENTUCKY

LEXINGTON, KENTUCKY 40506

COLLEGE OF LAW

March 10, 1976

Professor Paul Oberst
University of Kentucky
College of Law
CAMPUS

Dear Paul:

We have received your memorandum of March 9, 1976, reporting to the Faculty that the Search Committee had already recommended to the President that Tom Lewis be offered the deanship. For the record, we wish to state that we reject as factually inaccurate your statement that "members of the Committee also consulted with the faculty individually in regard to the candidacy of Tom Lewis."

We do not regard casual conversations generally about a candidate or about what is likely to happen in the search process as constituting "faculty consultation" as required by Section 6-5 (ii) of the By-laws of the Association of American Law Schools, nor as that process is normally understood by members of the academic community nor, most particularly, as that process is understood by the community of law teachers at fully accredited law schools. Similarly, we do not regard casual conversations as satisfying the process of consultation as required by the regulations of this university or the customs of this law faculty.

"Consultation" necessitates posing the issue with regard to which advice is sought. Consultation connotes full exploration of the issue with the consultant and a clear request that a conclusion be furnished by the consultant. Finally, decency necessitates that the consultant will be informed that he is being consulted.

Professor Paul Oberst
March 10, 1976
Page 2

Based upon our understanding of the process and traditions of consultation, the undersigned members of this faculty were not consulted by your committee respecting the question of whether Professor Lewis should be offered appointment as dean of the College of Law.

The purpose of this letter is to deal solely with the issue of faculty consultation and not with the merits of Professor Lewis' candidacy.

Very truly yours,

cc: Search Committee
Otis Singletary

Ernest F. Moxley

John P. Galbraith

Richard C. Anderson

John J. Jones

John Smith

Kenneth R. Hansen

UNIVERSITY OF KENTUCKY

LEXINGTON, KENTUCKY 40506

COLLEGE OF LAW

March 11, 1976

Dr. Otis A. Singletary
Presidents Office
103 Administration Bldg.
University of Kentucky
Lexington, Kentucky 40506

Dear Dr. Singletary:

As explained in the enclosed copy of a letter we have sent to Professor Oberst, we do not think that the required procedures have been followed in recommending that Thomas Lewis be appointed Dean of the College of Law. Accordingly, we request that no further action be taken on this matter until there has been compliance with the procedural prerequisites.

Yours truly,

Engene F. Moseley

Encl.

*Enclosed are two copies of a letterhead memorandum
dated 3/11/76, at Lexington, Kentucky.
The letterhead memorandum is dated 3/11/76.*

UNIVERSITY OF KENTUCKY

LEXINGTON, KENTUCKY 40506

OFFICE OF THE PRESIDENT

March 12, 1976

MEMORANDUM

To: Professor Eugene Mooney
Professor Alvin Goldman
Professor John Batt
Professor Kenneth Germain
Professor Richard Ausness
Professor John Leathers

From: Otis A. Singletary *OAS*

This will acknowledge receipt of your letter late yesterday afternoon accompanied by a copy of your letter to Professor Oberst dated March 10, 1976.

I have considered your request that action be delayed on the recommendation of Professor Thomas Lewis as Dean of the College of Law and in coming to a decision I have given specific consideration to the following points:

1. On Friday, March 5, I met with the selection committee and received their recommendation that Professor Lewis be named Dean. On Saturday, March 6, I talked with Professor Lewis by telephone and formally offered him the position. On Monday, March 8, I again talked with him and on that occasion he formally accepted the offer. I then made the necessary arrangements to schedule his appointment for action by the Board of Trustees at the March 12 meeting of the Executive Committee.

2. I note that in your correspondence you do not raise any questions about the merits of Professor Lewis' candidacy. As I understand your letter to Professor Oberst, it deals specifically with the question of "consultation" and not with the merits of the candidate.

3. The recommendation of the Search Committee and the consultation upon which it was based conforms fully to the Governing Regulations of the University of Kentucky.

MEMORANDUM

Page 2

March 12, 1976

4. Your expressed concern over "consultation" refers, I assume, to the standards promulgated by the Association of American Law Schools. I have reviewed the AALS Standards and I believe that the committee has performed its duties within the bounds of a reasonable interpretation of "consultation".

Under the circumstances, I do not believe it would be in the best interest of the University, the College of Law, or Professor Lewis to delay consideration of the recommendation. I will, therefore, be submitting the recommendation for his appointment for action by the Trustees, as scheduled, at their meeting this afternoon.

ef

UNIVERSITY OF KENTUCKY

LEXINGTON, KENTUCKY 40506

COLLEGE OF LAW

MEMORANDUM

TO: George W. Hardy III
FROM: E. F. Mooney, J. Batt, and J. Leathers
RE: Faculty Meeting with Search Committee
DATE: March 9, 1976

We request a Faculty Meeting at which the Search Committee discusses with the Faculty the matters in the attached letter. In view of immediately impending events and our teaching schedule, the meeting should be Friday, March 12, 1976, at 3:00 p.m.

:jy

Attachment

UNIVERSITY OF KENTUCKY
COLLEGE OF LAW

Office of the Dean

March 11, 1976

MEMORANDUM

TO: Professors Mooney, Batt, Leathers and Other Members of
the Faculty

FROM: George W. Hardy, III, Dean

I am in receipt of the memorandum requesting a faculty meeting at which the Search Committee might discuss with the faculty the matters contained in the letter of March 10, 1976 directed to Professor Oberst. In the first place I can see no constructive purpose to be served by such a meeting. However, there is a more important matter of jurisdiction. The Search Committee, under the regulations of the University, is a committee of the President of the University appointed by him with consultation from the Vice President of Academic Affairs and the members of the Senate Council. I consider that it is beyond my jurisdiction to convene a meeting as requested. I have taken the precaution to have my construction of the University regulations reviewed by Vice President Cochran. He is in agreement with my interpretation. Therefore, I suggest that the request contained in the memorandum should properly be directed to President Singletary.

GWH:bd

UNIVERSITY OF KENTUCKY

LEXINGTON, KENTUCKY 40506

COLLEGE OF LAW

April 1, 1976

Dr. Otis A. Singletary
President
University of Kentucky
Administration Building
Campus

Dear President Singletary:

As you well know, strong differences of opinion have prevailed in the faculty of this law school for nearly ten years. It seems that those differences have surfaced once again, and threaten to cause the institution some of the problems which it has only too recently suffered. We are under the impression that you and others have received communications from segments of the faculty about the action of the University with respect to the appointment of a dean for this school. To avoid the possibility that those communications might be misconstrued in some fashion to represent the viewpoint of the whole faculty, we have decided with some great reluctance to communicate to you about the matter.

Any fair assessment of the credentials of Professor Thomas Lewis would lead a fair-minded person to conclude that the man is not just qualified to be the dean of this law school, but highly and unquestionably qualified for the position. He graduated from this school at the top of his class, and has been recognized by members of this faculty who have been here for decades as "the best man ever" to leave the school. He earned from Harvard Law School an S.J.D. degree, an accomplishment equalled by only one other member of this entire faculty. At the end of his work at Harvard, the Dean of that School called the then Dean of this school just to report that Lewis was one of the "best ever" in that school's graduate program. He is Phi Beta Kappa; he is Order of the Coif. He distinguished himself during his educational career in every way that a student can distinguish himself.

Since the completion of his formal legal education, he has further distinguished himself. He has received appointments at two of the best law schools in this country. He taught for seven years at the University of Minnesota, a truly outstanding institution. Five years ago, Boston University decided to upgrade its law school by hiring some outstanding, experienced law teachers and scholars. Professor Thomas Lewis was the first man hired. In the area of scholarship, he has published articles in the best law reviews in the United States. The list includes such reviews as

Dr. Otis A. Singletary
April 1, 1976
Page 2

Columbia, Stanford, Minnesota, California, and the Supreme Court Review. The quality of his scholarship is truly outstanding, indicated best perhaps by the selection of one of his writings by a Committee of the American Association of Law Schools for publication as part of the best essays over a thirty year period on the subject of constitutional law. In other words, Mr. President, the University of Kentucky is fortunate to be able to claim Professor Lewis as one of its own products.

The merits of this man for the position of dean are such that we believe the University of Kentucky would be acting somewhat less than responsibly if it failed to take the necessary measures to assure his appointment. Perhaps, the procedures used in the effort to replace Dean Hardy might have been different and, therefore, more acceptable to a broader group of the faculty. If procedural errors were made, they were not made deliberately. The members of the search committee did not act maliciously in their efforts. That is a certainty, for they are not the kind of human beings to so act. Notwithstanding differences of opinion about procedures in the selection process, it is important, essential, and critical that you not lose sight of an accomplishment of the search committee: It found a highly competent man for the deanship of this school, and it persuaded him to be interested enough in the school to accept an appointment to the position of dean. And, as you know from efforts to fill this deanship three years ago, that accomplishment is not just an ordinary one.

Therefore, we urge you to do whatever is necessary to assure that Professor Lewis assumes the deanship in July of this year, and that you support him thereafter in his and our own good efforts to make the school reach for and beyond its substantial potential. In addition, we urge you to do whatever can be done to conclude the problem at hand promptly, so that we can get back full-time to the matters for which we came to this school and to which we wish most sincerely to devote our energies.

Sincerely,

Stephen H. Clark
Ruthford B. Campbell
William James D. Matthews Jr.
Charles G. Pratt
Tom Christ
Samuel B. Ashdown
Barry C. Currier
Robert D. Brandon
Robert D. Lawson
Paul A. Willis
Harold R. Wimberly
George W. Harding, III
J. W. Whitehead
Harvard W. Singletary Jr.
William H. Adams

mg

Office of the President
April 6, 1976

FCR 1

Members, Board of Trustees:

INTERIM FINANCIAL REPORT

Recommendation: that the financial report for the eight months ending February 29, 1976, be accepted.

Background: The February, 1976, report reflects income of \$127,359,795 for the period of the report; the income figure is 72.4% of the annual income estimate of \$175,845,153.

The expenditures and commitments represent a total of \$110,621,701 for this period of eight months, or 62.9% of the expenditure authority of \$175,845,153 approved by the Board.

Action: Approved xx Disapproved _____ Other _____

Date: April 6, 1976

Schedule 1

University of Kentucky
Balance Sheet
February 29, 1976
With Comparative Figures for 1974-75

	<u>1975-76</u>	<u>1974-75</u>
Current Funds:		
Unrestricted:		
Cash in banks:		
Depository funds	\$ 379,596	\$ 216,293
Federal funds	14,318	
Imprest funds	5,460	546,787
Cash on deposit with State Treasurer:		
Trust and agency funds	4,449,259	679,885
General fund appropriation	3,335,296	3,279,415
Total cash	<u>8,183,929</u>	<u>4,722,380</u>
Due from other funds and affiliated corporations	3,984,845	
Accounts receivable	849,815	1,468,702
Notes receivable	72,094	72,094
Investments - short term	11,595,770	14,614,959
Inventories	3,482,446	2,905,594
Unrealized income	<u>30,379,440</u>	<u>26,856,566</u>
Total unrestricted	<u>58,548,339</u>	<u>50,640,295</u>
Restricted:		
Cash in banks	3,903,070	1,826,970
Tobacco Research Trust Fund:		
Imprest funds	50,000	42,595
Cash on deposit with State Treasurer	1,483,629	1,385,397
Total cash	<u>5,436,699</u>	<u>3,254,962</u>
Petty cash advances	211,330	210,677
Travel advances	139,395	121,107
Accounts receivable	44,039	316,827
Investments:		
Short-term	5,000,000	4,200,000
Other	842,322	89,131
Unrealized income:		
Restricted	4,162,468	3,447,742
Tobacco Research Trust Fund	<u>1,634,936</u>	<u>1,384,371</u>
Total restricted	<u>17,471,189</u>	<u>13,024,817</u>

University of Kentucky
Balance Sheet
February 29, 1976

Schedule 1

With Comparative Figures for 1974-75

LIABILITIES AND FUND BALANCES

	<u>1975-76</u>	<u>1974-75</u>
Current Funds:		
Unrestricted:		
Outstanding encumbrances	\$ 3,115,679	\$ 3,046,245
Due to other funds and affiliated corporations		1,447,489
Accounts payable - county funds	18,792	453,000
Accrued expenses	574,000	1,300,000
Advance from state for imprest cash fund	1,300,000	38,843,816
Unencumbered balance, departmental appropriations	44,543,083	
Fund balances:		
Allocated for working capital	8,974,072	5,547,436
Unallocated	<u>22,713</u>	<u>2,309</u>
	<u>58,548,339</u>	<u>50,640,295</u>
Restricted:		
General fund collections - student fees	251,288	352,717
Payroll withholdings	1,188,685	1,079,575
Other collections and clearing	299,895	564,978
Outstanding encumbrances	719,072	584,474
Due to other funds and affiliated corporations	5,119,449	2,251,382
Advance from state for imprest cash fund	50,000	50,000
Outstanding check liability	40,076	20,389
Unencumbered balance, departmental appropriations	3,538,218	3,133,637
Unencumbered balance, Tobacco Research Trust Fund appropriations	2,240,916	1,640,808
Fund balances:		
Restricted fund	4,023,590	2,969,842
Tobacco Research Trust Fund - unallocated funds	<u>377,015</u>	<u>377,015</u>
	<u>17,471,169</u>	<u>13,024,817</u>

Schedule 1

University of Kentucky
Balance Sheet
February 29, 1976

With Comparative Figures for 1974-75

ASSETS

	<u>1975-76</u>	<u>1974-75</u>
Hospital and clinics:		
Due from other funds and affiliated corporations	\$ 2,231,709	\$ 2,474,661
Accounts receivable, net of allowance for doubtful accounts of \$ 3,899,049 in 1976 and \$ 4,029,528 in 1975	3,849,576	2,739,246
Inventories	551,438	388,371
Unrealized income	<u>8,634,283</u>	<u>7,799,298</u>
Total hospital and clinics	<u>15,267,006</u>	<u>13,401,576</u>
Housing and dining system:		
Cash in bank	122,553	45,354
Cash on deposit with State Treasurer	<u>1,251,439</u>	<u>45,354</u>
Total cash	<u>1,373,992</u>	<u>204,415</u>
Accounts receivable	189,232	3,840,956
Investments - short term	2,996,938	903,735
Inventories	1,043,265	199,253
Prepaid expenses	<u>22,930</u>	<u>5,193,713</u>
Total housing and dining system	<u>5,626,357</u>	<u>5,193,713</u>
Auxiliary enterprises:		
Cash in banks	51,279	34,345
Cash on deposit with State Treasurer	<u>655,331</u>	<u>12,513</u>
Total cash	<u>706,610</u>	<u>46,858</u>
Due from other funds and affiliated corporations	36,640	411,141
Accounts receivable	421,792	717,394
Inventories	<u>1,003,704</u>	<u>1,697,426</u>
Unrealized income	<u>2,168,746</u>	<u>1,697,426</u>
Total auxiliary enterprises	<u>2,168,746</u>	<u>1,697,426</u>
TOTAL CURRENT FUNDS	<u>\$ 99,081,637</u>	<u>\$ 83,957,827</u>

University of Kentucky
Balance Sheet
February 29, 1976
With Comparative Figures for 1974-75

Schedule 1

LIABILITIES AND FUND BALANCES

	<u>1975-76</u>	<u>1974-75</u>
Hospital and clinics:		
Outstanding encumbrances	\$ 607,005	\$ 411,070
Unexpended balance, departmental appropriations	9,905,634	8,434,275
Fund balances - allocated for working capital	4,754,367	4,556,231
	<u>15,267,006</u>	<u>13,401,576</u>
Total hospital and clinics		
Housing and dining system:		
Accrued expenses	321,971	422,591
Accrued wages	117,912	99,827
Account payable	152,627	157,048
Due to other funds and affiliated corporations	1,910,738	1,934,568
Refundable deposits	22,050	
Deferred income	1,856,004	1,686,848
Fund balances:		
Allocated for future operating purposes	<u>1,245,055</u>	<u>892,831</u>
Total housing and dining system	<u>5,626,357</u>	<u>5,193,713</u>
Auxiliary enterprises:		
Outstanding encumbrances	151,419	113,347
Due to other funds and affiliated corporations	168,461	
Unencumbered balance, departmental appropriations	940,894	871,690
Fund balances - allocated:		
Working capital	458,432	420,970
Future operating purposes	<u>449,540</u>	<u>291,419</u>
Total auxiliary enterprises	<u>2,168,746</u>	<u>1,697,426</u>
TOTAL CURRENT FUNDS	<u>\$ 99,081,637</u>	<u>\$ 83,957,827</u>

Schedule 1

University of Kentucky
Balance Sheet
February 29, 1976

With Comparative Figures for 1974-75

ASSETS

	<u>1975-76</u>	<u>1974-75</u>
Loan Funds:		
Cash in bank	\$ 403,734	\$ 251,881
Notes receivable, net of allowance for doubtful accounts of \$ 438,996 in 1976	8,871,155	8,634,703
Due from other funds and affiliated corporations	2,625	1,015
Due from Federal Government	15,995	16,830
Due from United Student Aid loan fund	<u>2,000</u>	<u>2,000</u>
	\$ 9,295,509	\$ 8,906,429
Endowment Funds:		
Due from other funds and affiliated corporations	\$ 210,082	\$ 37,797
Investments	<u>1,552,829</u>	<u>1,419,494</u>
	\$ 1,762,911	\$ 1,457,291
Plant Funds:		
Unexpended:		
Cash on deposit with State Treasurer:		
Trust and agency	\$ 1,805,626	\$ 3,894,536
Capital construction funds	18,547,762	24,397,058
Total cash on deposit with State Treasurer	<u>20,353,388</u>	<u>28,291,594</u>
Due from other funds and affiliated corporations	339,994	1,206,351
Due from Federal Government	685,738	20,871,048
Construction in progress	23,650,599	28,278,257
Funded future construction	<u>20,357,034</u>	<u>78,647,250</u>
Total unexpended plant funds	65,386,753	78,647,250

University of Kentucky
Balance Sheet
February 29, 1976
With Comparative Figures for 1974-75

Schedule 1

LIABILITIES AND FUND BALANCES

	<u>1975-76</u>	<u>1974-75</u>
Loan Funds:		
Federal sponsored loan funds:		
Federal government	\$ 7,551,931	\$ 7,413,349
University matching funds	781,430	752,106
Accumulated interest income	<u>593,271</u>	<u>498,580</u>
Total sponsored loan funds	<u>8,926,632</u>	<u>8,664,035</u>
University loan funds:		
University student loan funds	83,199	82,303
University special student loan funds	283,678	158,091
United Student Aid loan funds	<u>2,000</u>	<u>2,000</u>
Total University loan funds	<u>368,877</u>	<u>242,394</u>
TOTAL LOAN FUNDS	<u>\$ 9,295,509</u>	<u>\$ 8,906,429</u>
Endowment Funds:		
Fund balances	<u>\$ 1,762,911</u>	<u>\$ 1,457,291</u>
TOTAL ENDOWMENT FUNDS	<u>\$ 1,762,911</u>	<u>\$ 1,457,291</u>
Plant Funds:		
Unexpended:		
Outstanding encumbrances	\$ 8,733,098	\$ 10,507,185
Due to other funds and affiliated		3,190
Bonds payable	7,040,825	14,604,855
Appropriations - unencumbered balances	11,623,936	17,771,072
Fund balances allocated for construction/renovation	<u>37,988,894</u>	<u>35,760,948</u>
Total unexpended plant funds	<u>65,386,753</u>	<u>76,647,250</u>

Schedule 1

University of Kentucky
Balance Sheet

February 29, 1976

With Comparative Figures for 1974-75

ASSETS

	<u>1975-76</u>	<u>1974-75</u>
Renewal and replacements:		
Cash on deposit with Trustees	\$ 46,314	\$ 1,885
Cash on deposit with State Treasurer	1,273,307	1,202,055
Investments held by Trustees	<u>937,990</u>	<u>919,574</u>
	<u>2,257,611</u>	<u>2,123,514</u>
Total renewal and replacements		
Retirement of indebtedness:		
Cash on deposit with State Treasurer	50,000	50,000
Cash on deposit with Trustees	79,646	44,033
Investments held by Trustees	<u>47,390,015</u>	<u>46,837,353</u>
	<u>47,519,661</u>	<u>46,931,386</u>
Total retirement of indebtedness		
Investment in plant:		
Land	14,841,557	13,620,718
Buildings	203,818,550	194,440,289
Equipment	<u>55,512,935</u>	<u>53,042,514</u>
	<u>274,173,042</u>	<u>261,103,521</u>
Total investment in plant		
TOTAL PLANT FUNDS	<u>\$ 389,337,067</u>	<u>\$ 388,805,671</u>
Agency Funds:		
Due from other funds and affiliated corporations	\$ 343,926	\$ 286,719
Investments short-term	<u>3,000</u>	<u>3,000</u>
	<u>\$ 346,926</u>	<u>\$ 289,719</u>
TOTAL AGENCY FUNDS		

University of Kentucky
Balance Sheet
February 29, 1976

Schedule 1

With Comparative Figures for 1974-75

LIABILITIES AND FUND BALANCES

	<u>1975-76</u>	<u>1974-75</u>
Renewal and replacements:		
Outstanding encumbrances	\$ 100,257	
Due to other funds and affiliated corporations	110,516	
Fund balances:		
Restricted	830,000	\$ 830,000
Unrestricted	<u>1,216,838</u>	<u>1,293,514</u>
Total fund balances	<u>2,046,838</u>	<u>2,123,514</u>
Total renewal and replacements	<u>2,257,611</u>	<u>2,123,514</u>
Retirement of indebtedness:		
Bonds payable	33,368,000	33,509,000
Fund balances	<u>14,151,661</u>	<u>13,422,386</u>
Total retirement of indebtedness	<u>47,519,661</u>	<u>46,931,386</u>
Investment in plant:		
Bonds payable	98,260,675	98,271,645
Lease purchase obligation	5,700,000	5,700,000
Net investment in plant	<u>170,212,367</u>	<u>157,131,876</u>
Total investment in plant	<u>274,173,042</u>	<u>261,103,521</u>
TOTAL PLANT FUNDS	<u>\$ 389,337,067</u>	<u>\$ 388,805,671</u>
Agency Funds:		
Agency fund balances	<u>\$ 346,926</u>	<u>\$ 289,719</u>
TOTAL AGENCY FUNDS	<u>\$ 346,926</u>	<u>\$ 289,719</u>

Schedule 2

University of Kentucky
 Schedule of Changes in Fund Balances - Current Funds
 Eight Months Ended February 29, 1976

	<u>Unrestricted</u>	<u>Restricted</u>	<u>Tobacco Research Trust Fund</u>	<u>Hospital and Clinics</u>	<u>Housing and Dining System Funds for Future Operating Purposes</u>	<u>Auxiliary Enterprise</u>
	<u>Unallocated</u>	<u>Allocated</u>				
Balances, July 1, 1975	\$ 15,170,372	\$ 4,023,590	\$ 1,692,818	\$ 4,754,168	\$ 916,238	\$ 907,972
Allocations:						
Current operations:						
Original	(6,196,300)		(1,692,818)			
Current year operation					328,817	
Adjustments of prior year expenditures	\$ 22,713			199		
BALANCES February 29, 1976	<u>\$ 8,974,072</u>	<u>\$ 4,023,590</u>	<u>\$ -0-</u>	<u>\$ 4,754,367</u>	<u>\$ 1,245,055</u>	<u>\$ 907,972</u>

Schedule 3

Schedule of Changes in Unrestricted Fund and
Hospital Estimated Income
For Eight Months Ended February 29, 1976

	<u>Original Budget</u>	<u>Revisions</u>	<u>Adjusted Budget</u>
Unrestricted Funds:			
Student fees	\$ 15,808,000	\$ 1,512,735	\$ 17,320,735
State appropriations	76,219,100	(138,246)	76,080,854
Federal appropriations	8,713,600	846,053	9,559,653
County appropriations	1,350,200	130,542	1,480,742
Endowment and trust fund income	158,200		158,200
Investment income	857,900		857,900
Gifts and grants - affiliated corporations	4,288,700	1,380,165	5,668,865
Other	836,400	183,153	1,019,553
Sales, services and other income	3,652,100	121,043	3,773,143
Fund balances allocated	<u>6,196,300</u>	<u>(307,000)</u>	<u>5,889,300</u>
Total unrestricted	\$ 118,080,500	\$ 3,728,445	\$ 121,808,945
Hospital and clinics:			
State appropriations	\$ 4,684,200	\$ 167,166	\$ 4,851,366
Hospital income	20,010,900	(220)	20,010,680
Fund balances allocated	<u> </u>	<u>307,000</u>	<u>307,000</u>
Total hospital and clinics	\$ 24,695,100	\$ 473,946	\$ 25,169,046

Schedule 4

Schedule of Changes in Unrestricted Funds
and Hospital Expenditure Appropriations
For the Eight Months Ended February 29, 1976

	<u>Unrestricted</u>	<u>Hospital and Clinics</u>	<u>Total</u>
Original budget	\$ 118,080,500	\$ 24,695,100	\$ 142,775,600
Increases (decreases) as approved by the Board of Trustees:			
July and August, 1975	(294,166)	307,000	12,834
September, 1975	635,799		635,799
October, 1975	623,969	166,946	790,915
December, 1975	1,710,508		1,710,508
January, 1976	966,944		966,944
February, 1976	<u>85,391</u>		<u>85,391</u>
Total per Report	<u>\$ 121,808,945</u>	<u>\$ 25,169,046</u>	<u>\$ 146,977,991</u>

UNIVERSITY OF KENTUCKY
 Summary of Current Revenues and Appropriated Balances
 Eight Months Ended February 29, 1976
 With Comparative Figures for 1974-75
 1975-76

Fund and Source:	1975-76		1974-75	
	Estimated for the Year	Realized to Date	Estimated for the Year	Realized to Date
Unrestricted:				
Student fees	\$ 17,320,735	\$ 17,225,360	\$ 15,783,952	\$ 15,137,825
Federal appropriations	9,559,653	5,829,251	8,285,200	4,317,280
County appropriations	1,480,742	689,460	1,350,280	665,097
Endowment and trust fund income	158,200	85,610	158,200	96,769
Investment income	857,900	311,423	538,600	390,498
Gifts and grants:				
Affiliated corporations	5,668,865	24,585	4,156,019	35,966
Other	1,019,553	970,517	614,012	591,548
Sales, services and other income	3,773,143	1,996,507	3,563,471	2,526,179
Subtotal	39,838,791	27,132,713	34,449,734	23,761,162
State appropriations	76,080,854	58,407,492	71,035,299	54,867,305
Fund balances appropriated	5,889,300	5,889,300	4,672,319	4,672,319
Total unrestricted	121,808,945	91,429,505	110,157,352	83,300,786
Restricted	10,041,320	5,878,852	6,862,410	3,414,668
Tobacco Research Trust Fund:				
Receipts	4,007,182	2,372,246	3,600,000	2,215,629
Fund balances appropriated	1,692,818	1,692,818	600,000	600,000
Total Tobacco Research Trust Fund	5,700,000	4,065,064	4,200,000	2,815,629
Hospital and Clinics:				
State appropriations	4,851,366	3,724,408	4,669,701	3,649,395
Hospital earned income - net	20,010,680	12,503,355	16,871,412	10,092,420
Fund balances appropriated	307,000	307,000	676,300	676,300
Total Hospital and Clinics	25,169,046	16,534,763	22,217,413	14,418,115
Housing and Dining System	10,079,667	7,409,140	9,101,800	6,693,433
Auxiliary Enterprises	3,046,195	2,042,471	2,536,597	1,819,203
TOTAL CURRENT FUNDS AND APPROPRIATED BALANCES	\$175,845,153	\$127,359,795	\$155,075,572	\$112,461,834
				72.5

Schedule 6

University of Kentucky
 Summary of Current Funds Expenditures
 Eight Months Ended February 29, 1976
 With Comparative Figures for 1974-75

1974-75

1975-76

Fund or Function:	1974-75			1975-76		
	Appropriation for the Year	Expended or Encumbered to Date	% Expended or Encumbered to Date	Appropriation for the Year	Expended or Encumbered to Date	% Expended or Encumbered to Date
Unrestricted:						
Departments of instruction and research	\$ 42,382,580	\$ 26,311,033	62.1	\$ 46,019,268	\$ 28,361,758	61.6
Summer session - 1975	827,501	769,867	93.0	1,030,750	886,859	86.0
Organized activities	1,208,192	716,036	59.3	1,384,800	744,158	53.7
Organized research	8,839,554	5,581,252	63.1	9,941,658	6,382,410	64.2
Libraries	3,194,991	2,328,432	72.8	3,640,955	2,515,159	69.1
Extension and public service	12,040,385	7,810,094	64.9	13,160,976	8,320,880	63.2
Maintenance and operation of plant	8,983,476	5,346,826	59.5	9,657,634	5,784,517	59.9
Renovation, office furniture, etc.	2,295,100	2,295,100	100.0	2,958,896	1,093,000	36.9
General administration	3,793,352	2,445,959	64.5	5,014,498	3,124,951	62.3
Student services	3,147,880	1,955,376	62.1	3,570,059	2,282,175	63.9
Staff benefits	10,397,400	6,032,686	58.0	11,554,653	7,008,496	60.7
General institutional services	5,034,298	3,136,018	62.3	6,114,691	3,937,318	64.4
Service enterprises	198,791	173,210	87.1	239,164	241,563	101.0
Debt service cost	5,946,400	5,252,770	88.3	5,925,500	5,359,789	90.5
Student aid	1,632,618	1,158,877	71.0	1,563,800	1,222,829	78.2
Reserves	234,834			31,643		
Total unrestricted	110,157,352	71,313,536	64.7	121,808,945	77,265,862	63.4

Schedule 6

University of Kentucky
 Summary of Current Funds Expenditures
 Eight Months Ended February 29, 1976
 With Comparative Figures for 1974-75

Fund or Function: Restricted:	1975-76			1974-75		
	Appropriation for the Year	Expended or Encumbered to Date	% Expended or Encumbered to Date	Appropriation for the Year	Expended or Encumbered to Date	% Expended or Encumbered to Date
Departments of instruction and research	\$ 3,081,666	\$ 1,359,897	44.1	\$ 1,935,991	\$ 732,964	37.9
Organized activities	29,700	25,000	84.2	300	300	100.0
Organized research	403,420	165,166	40.9	290,094	108,108	37.3
Libraries	25,195	7,666	30.4	34,636	15,692	45.3
Extension and public services	330,353	209,186	63.3	468,819	268,087	57.2
General institutional services	463,176	280,844	60.6	417,344	186,413	44.7
Student aid	5,211,443	4,455,343	85.5	3,350,283	2,417,209	72.1
Reserves	496,367			364,943		
Total restricted	10,041,320	6,503,102	64.8	6,862,410	3,728,773	54.3
Tobacco Research Trust Fund	5,700,000	3,459,084	60.7	4,200,000	2,559,192	60.9
Hospital and Clinics	25,169,046	15,263,412	60.6	22,217,413	13,783,138	62.0
Housing and Dining System	10,079,667	6,024,960	59.8	9,101,800	6,422,810	70.6
Auxiliary Enterprises	3,046,175	2,105,281	69.1	2,536,597	1,664,907	65.6
TOTAL CURRENT FUND EXPENDITURES	\$ 175,845,153	\$ 110,621,701	62.9	\$ 155,075,572	\$ 99,472,356	64.1

Schedule 7

University of Kentucky
 Schedule of Short Term Investments
 For the Eight Months Ended February 29, 1976

	<u>Maturity Value</u>	<u>Cost</u>
Restricted Current Fund:		
Government securities:		
Federal National Mortgage Association Notes, 10%, 6-10-76	\$ 400,000.00	\$ 400,000.00
Federal Home Loan Banks Bonds, 7.20%, 2-25-77	100,000.00	100,000.00
Total government securities		<u>500,000.00</u>
Certificates of deposit:		
Bank of Commerce & Trust Company, 7.25%, 4-13-76	500,000.00	500,000.00
Central Bank & Trust Company, 7.30%, 4-26-76	200,000.00	200,000.00
Central Bank & Trust Company, 7.40%, 5-11-76	500,000.00	500,000.00
Central Bank & Trust Company, 7.35%, 6-28-76	400,000.00	400,000.00
Citizens Fidelity Bank & Trust Company, 6.95%, 6-28-76	400,000.00	400,000.00
First Security National Bank & Trust Company, 7.30%, 6-28-76	200,000.00	200,000.00
Central Bank & Trust Company, 7.30%, 7-9-76	400,000.00	400,000.00
First Security National Bank & Trust Company, 7.30%, 7-9-76	400,000.00	400,000.00
First Security National Bank & Trust Company, 7.51%, 7-18-76	500,000.00	500,000.00
Bank of Lexington, 7.50%, 1-16-77	500,000.00	500,000.00
Bank of Lexington, 6.50%, 2-12-77	500,000.00	500,000.00
Total certificates of deposit		<u>4,500,000.00</u>
TOTAL RESTRICTED CURRENT FUNDS		<u><u>\$ 5,000,000.00</u></u>
Agency Funds-certificates of deposit:		
First Security National Bank & Trust Company, 5.5%, 3-2-76	\$ 3,000.00	\$ 3,000.00
		<u><u>3,000.00</u></u>

University of Kentucky
 Schedule of Retirement of Indebtedness Funds
 For the Eight Months Ended February 29, 1976

	<u>Estimated</u>	<u>Realized</u>	<u>% Realized</u>
Source of Funds:			
Unrestricted current funds	\$ 5,925,500	\$ 5,359,789	90.5
Housing and dining system funds	1,636,401	758,465	46.3
Auxiliary enterprises current funds	<u>172,722</u>	<u>56,115</u>	<u>32.5</u>
TOTAL RETIREMENT OF INDEBTEDNESS FUNDS	\$ 7,734,623	\$ 6,174,369	79.8
	<u>Appropriated</u>	<u>Expended</u>	<u>% Expended</u>
Debt Service:			
Unrestricted funds debt:			
Consolidated Educational Buildings-Series A	\$ 504,176	\$ 503,960	99.9
Consolidated Educational Buildings-Series B	468,419	468,222	99.9
Consolidated Educational Buildings-Series C	233,247	233,186	99.9
Consolidated Educational Buildings-Series D	2,453,916	2,452,986	99.9
Consolidated Educational Buildings-Series E	271,513	271,370	99.9
Consolidated Educational Buildings-Series F	560,869		
Community Colleges Educational Buildings-Series A	844,045	841,970	99.8
Community Colleges Educational Buildings-Series B	199,600	199,500	99.9
Community Colleges Educational Buildings-Series C	<u>389,715</u>	<u>388,595</u>	<u>99.8</u>
Subtotal	<u>5,925,500</u>	<u>5,359,789</u>	<u>90.5</u>
Housing and Dining System Revenue Bonds-Series A-I	<u>1,636,401</u>	<u>758,465</u>	<u>46.3</u>

University of Kentucky
 Schedule of Retirement of Indebtedness Funds
 For the Eight Months Ended February 29, 1976

	<u>Appropriated</u>	<u>Expended</u>	<u>% Expended</u>
Auxiliary Enterprises:			
Chi Omega	\$ 2,916	\$ 2,725	93.4
Alpha Delta Pi	13,704	10,920	79.7
Dorms A-F	40,680	4,767	11.7
Dorms G-L	50,584	15,244	30.1
Phi Delta Theta	7,702	2,344	30.4
Delta Delta Delta	5,358	4,720	88.1
Alpha Tau Omega	7,815	2,400	30.7
Housing Bonds of 1960	13,400	3,714	27.7
Student Housing Bonds of 1964	<u>30,563</u>	<u>9,281</u>	<u>32.1</u>
Subtotal	<u>172,722</u>	<u>56,115</u>	<u>32.5</u>
TOTAL RETIREMENT OF INDEBTEDNESS FUNDS	\$ <u>7,734,623</u>	\$ <u>6,174,369</u>	<u>79.8</u>

University of Kentucky
 Schedule of Sinking Funds
 February 29, 1976

Schedule 9

	<u>Total</u>	<u>Bond</u>	<u>Fund</u>
	<u>Sinking Fund</u>	<u>Payable</u>	<u>Balances</u>
<u>Bond Issues with Reserves Fully Funded:</u>			
Housing and Dining System Revenue Bond and Interest Sinking Fund	\$ 1,999,897		\$ 1,999,897
Consolidated Educational Buildings Project and Interest Sinking Fund:			
Series A	1,130,765		1,130,765
Series B	1,101,516		1,101,516
Series C	393,620		393,620
Series D	4,157,239		4,157,239
Series E	746,082		746,082
Community Colleges Educational Buildings Project Bond and Interest Sinking Fund:	83,988		83,988
Student Housing Bond and Interest Sinking Fund of 1964			
Community Colleges Educational Buildings Project Bond and Interest Sinking Fund:			
Series A	1,367,460		1,367,460
Series B	379,132		379,132
Series C	636,646		636,646
Student Housing Bond and Interest Sinking Fund of 1960	59,018		59,018
Dormitory Revenue Bonds of 1956	50,000		50,000
Total Bond Issues with Reserves Fully Funded	<u>12,105,363</u>		<u>12,105,363</u>
<u>Bonds Fully Funded by Escrow Accounts:</u>			
Bowman, Keeneland, Cooperstown and Student Union Future Bond and Interest Fund	3,106,783	\$ 2,368,000	738,783
Consolidated Educational Series D Refunding Issue:			
Bonds Payable	31,000,000	31,000,000	839,150
Premium on Sale of Bonds	839,150		1,034,375
Amortization of Discount on Investment	1,034,375		4,311,344
Investment Income	4,311,344		(4,877,354)
Interest Paid	(4,877,354)		<u>1,307,515</u>
Total Series D Refunding Issue	<u>32,307,515</u>		
TOTAL SINKING FUNDS	<u>\$ 47,519,661</u>	<u>\$ 33,368,000</u>	<u>\$ 14,151,661</u>

Schedule 10

University of Kentucky
 Schedule of Renewal and Replacement
 For the Eight Months Ended February 29, 1976

	<u>Restricted</u>	<u>Unrestricted</u>	<u>Total</u> <u>Fund Balances</u>
Repair and Maintenance Reserves:			
Housing and Dining System	\$ 750,000	\$ 135,663	\$ 885,663
Student Housing Buildings of 1964	50,000	9,882	59,882
Student Housing Buildings of 1960	<u>30,000</u>	<u>8,759</u>	<u>38,759</u>
Total repair and maintenance reserves	<u>830,000</u>	<u>154,304</u>	<u>984,304</u>
Renewal and Replacement Funds:			
Housing and Dining Funds		971,050	971,050
Other Auxiliary Enterprises		<u>91,484</u>	<u>91,484</u>
Total renewal and replacement funds		<u>1,062,534</u>	<u>1,062,534</u>
GRAND TOTAL	<u>\$ 830,000</u>	<u>\$ 1,216,838</u>	<u>\$ 2,046,838</u>

Schedule 11

University of Kentucky
 Summary of Other Fund Transactions
 For the Eight Months Ended February 29, 1976

	<u>Balances</u> July 1, 1975	<u>Receipts</u>	<u>Deductions</u>	<u>Balances</u> February 29, 1976
Loan Funds:				
Federal sponsored loan funds:				
Federal government	\$ 6,987,035	\$ 609,714	\$ 44,818	\$ 7,551,931
University of Kentucky	713,684	67,746		781,430
Accumulated interest income	535,914	57,357		593,271
University loan funds:				
University student loan funds	78,170	5,029		83,199
University special student loan funds	177,547	106,131		283,678
United Student Aid loan funds	<u>2,000</u>			<u>2,000</u>
	<u>\$ 8,494,350</u>	<u>\$ 845,977</u>	<u>\$ 44,818</u>	<u>\$ 9,295,509</u>
TOTAL LOAN FUNDS				
	<u>\$ 1,573,323</u>	<u>\$ 189,588</u>		<u>\$ 1,762,911</u>
Endowment Funds				
	<u>\$ 144,404</u>	<u>\$ 917,671</u>	<u>\$ 715,149</u>	<u>\$ 346,926</u>
Agency Funds				

Office of the President
April 6, 1976

FCR 2

Members, Board of Trustees:

AMENDMENT OF POLICY ON UTILIZATION OF
UNIVERSITY HOUSING FACILITIES

Recommendation: that the Board of Trustees amend FCR 9, Utilization of University Housing Facilities, dated November 19, 1968 and required by the Housing and Dining System Bond Indenture by substituting the word "may" for the word "shall" in the sixth line of the second paragraph thereof

Background: The aforementioned amendment is made on the advice of counsel to conform the documents relating to the Housing and Dining System Bonds to current practices.

Action: Approved xx Disapproved _____ Other _____

Date: April 6 1976

Office of the President
April 6, 1976

FCR 3

Members, Board of Trustees:

ACCEPTANCE OF AUDIT OF SPINDLETOP HALL, INC.

Recommendation: that the Board of Trustees accept the financial statement of Spindletop Hall, Inc. for the years ended December 31, 1975 and 1974.

Background: In accordance with the agreement between Spindletop Hall, Inc. and the University of Kentucky, it is required of Spindletop Hall, Inc. to submit to the University of Kentucky Board of Trustees an audited Financial Report on an annual basis.

Note: The audit is not reproduced as a part of the Minutes but is included in the official files of the meeting.

Action: Approved x Disapproved _____ Other _____

Date: April 6 1976

Office of the President
April 6, 1976

FCR 4

Members, Board of Trustees:

RESOLUTION AUTHORIZING ISSUANCE OF CONSOLIDATED
EDUCATIONAL BUILDINGS REVENUE BONDS

Recommendation: That the Board of Trustees approve the following: A Resolution Authorizing the Issuance of \$7,500,000 Consolidated Educational Buildings Revenue Bonds, Series F, of the Board of Trustees of the University of Kentucky, a copy of which is attached and made a part of this resolution. Further, that the Board authorize the publication of a Notice of Sale of Bonds and the dissemination of an Official Statement and Official Bid Form, copies of which are attached and made a part of this resolution.

Background: Series F, University of Kentucky Consolidated Educational Buildings Revenue Bonds, will be issued for the purpose of furnishing funds, which together with other funds, will be sufficient to construct a new Fine Arts Complex and to complete utility additions and expansion on the Lexington campus. All projects were previously approved by the Board of Trustees and the Kentucky Council on Public Higher Education.

Action: Approved XX Disapproved _____ Other _____

Date: April 6, 1976

A RESOLUTION AUTHORIZING THE ISSUANCE OF
\$7,500,000 CONSOLIDATED EDUCATIONAL BUILDINGS
REVENUE BONDS, SERIES F, OF THE BOARD OF
TRUSTEES OF THE UNIVERSITY OF KENTUCKY.

WHEREAS, the Board of Trustees of the University of
Kentucky, by Resolution entitled:

"A RESOLUTION creating and establishing a Consolidated
Educational Buildings Project of the University of
Kentucky; creating and establishing an issue of
Consolidated Educational Buildings Revenue Bonds of
the Board of Trustees of the University of Kentucky;
providing for the issuance from time to time of said
bonds; providing for the payment of the principal of
and interest on said bonds and repealing all resolutions
or parts of resolutions in conflict with this resolution,"

adopted September 20, 1960 (hereinafter referred to as the
"Resolution"), has created and established an issue of Consolidated
Educational Buildings Revenue Bonds of the Board of Trustees of the
University of Kentucky; and

WHEREAS, the Resolution authorizes the issuance by said
Board of said Bonds in one or more series pursuant to a resolution
authorizing such series; and

WHEREAS, there have heretofore been issued pursuant to
such Resolution Series A Bonds in the original face amount of

\$9,000,000 in 1960, of which \$4,430,000 face amount are still outstanding; Series B Bonds in the original face amount of \$7,500,000 in 1963, of which \$4,905,000 face amount are still outstanding; Series C Bonds in the original face amount of \$4,290,000 in 1970, of which \$3,605,000 face amount still remain outstanding; Series D Bonds in the original face amount of \$34,700,000, of which \$1,685,000 remain outstanding, being the bonds maturing to and including May 1, 1981, provisions having been made to call on May 1, 1981, Series D Bonds maturing on May 1, 1982, and thereafter; Series D Refunding Bonds in the original face amount of \$31,000,000, of which all remain outstanding; and Series E Bonds in the original face amount of \$4,750,000, of which all remain outstanding; and

WHEREAS, the Board has determined that it is in the best interests of the Board to issue at this time a series of Bonds to be designated "Consolidated Educational Buildings Revenue Bonds, Series F";

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE UNIVERSITY OF KENTUCKY HEREBY RESOLVES AS FOLLOWS:

ARTICLE I

Definitions and Authority

Section 1.01. This resolution (hereinafter referred to as the "Series F Resolution") is adopted in accordance with Article II, Section 2.03, of the Resolution.

Section 1.02 (A) All terms which are defined in Article I of the Resolution shall have the same meanings, respectively, in this Series F Resolution as such terms are given in said Article of the Resolution.

(B) In this Series F Resolution, Series F Bonds shall mean the Bonds authorized by Article II of this Series F Resolution.

Section 1.03. This Series F Resolution is adopted pursuant to the provisions of Section 162.340 et seq. of the Kentucky Revised Statutes and the Resolution.

ARTICLE II

Authorization of Series F Bonds

Section 2.01. Pursuant to the provisions of the Resolution there is hereby authorized to be issued by the Board of Trustees of the University of Kentucky, in its corporate capacity, a series of Bonds in the aggregate principal amount of Seven Million, Five Hundred Thousand Dollars (\$7,500,000). Such Bonds shall be designated as "University of Kentucky Consolidated Educational Buildings Revenue Bonds, Series F." Said Series F Bonds are hereby declared to have been authorized under the Resolution and in conformity with the provisions of Section 7.10 of the Resolution.

Section 2.02. Said Series F Bonds are being issued for the purpose of paying the costs (to the extent not otherwise provided) of erecting an educational building with necessary appurtenances and campus utility projects upon the property of the University in Fayette County, Kentucky. The projects consist of a Fine Arts Complex and various utility projects, which, when erected and completed, will become and constitute parts of the Consolidated Educational Buildings Project of said University.

Section 2.03. The Series F Bonds shall be dated May 1, 1976, and bear interest payable semiannually on November 1 and May 1 of each year at a coupon rate or coupon rates, the exact rate or rates of interest for said Series F Bonds to be fixed as a result of advertised sale and competitive bidding for said Series F Bonds, as hereinafter provided. Said Series F Bonds shall be numbered and scheduled to become due and payable in numerical order on May 1 of the respective years as follows:

<u>BONDS NUMBERED</u> (Inclusive)	<u>PRINCIPAL AMOUNT</u>	<u>DATE OF MATURITY</u>
1-10	\$ 50,000	1977
11-19	45,000	1978
20-29	50,000	1979
30-40	55,000	1980
41-51	55,000	1981

<u>BONDS NUMBERED</u> (Inclusive)	<u>PRINCIPAL AMOUNT</u>	<u>DATE OF MATURITY</u>
52-63	60,000	1982
64-76	65,000	1983
77-90	70,000	1984
91-104	70,000	1985
105-119	75,000	1986
120-137	90,000	1987
138-156	95,000	1988
157-177	105,000	1989
178-199	110,000	1990
200-223	120,000	1991
224-248	125,000	1992
249-276	140,000	1993
277-305	145,000	1994
306-335	150,000	1995
336-369	170,000	1996
370-404	175,000	1997
405-442	190,000	1998
443-602	1,100,000	1999
663-912	1,250,000	2000
913-1192	1,400,000	2001
1193-1500	1,540,000	2002

Section 2.04. Said Series F Bonds shall be issued in coupon form, in the denomination of \$5,000 and shall be registrable as to principal only.

Section 2.05. The principal of and interest on said Bonds shall be payable in any coin or currency of the United States of America, which at the time of Series F payment therefor is legal tender for the payment of public and private debts, at the principal office of First Security National Bank and Trust Company of Lexington, in the City of Lexington, Kentucky, Trustee (or successor Trustee appointed pursuant to the provisions of the Resolution), or at the option of the holders of the respective Series F Bonds and coupons at the principal office of Chemical Bank, in the City of New York, New York, which are hereby appointed Paying Agents for the Series F Bonds.

Section 2.06. The Series F Bonds maturing May 1, 1987, and thereafter (being the Bonds numbered 209 and upwards) shall be subject to redemption by the Board in whole or from time to time in part in the inverse order of their maturities (less than all of a single maturity to be selected by lot) on any interest payment date on or after May 1, 1986, at the redemption prices, expressed in percentages of principal amount, with respect to each Bond as set forth below, plus in each case accrued interest to the date of redemption.

If Redeemed	Redemption Price
On and after May 1, 1986, and prior to May 1, 1991	103%
On and after May 1, 1991, and prior to May 1, 1996	102%
On and after May 1, 1996, and prior to final maturity	101%

Section 2.07. Said Series F Bonds shall be executed on behalf of said Board with the reproduced facsimile signature of the Chairman or Vice-Chairman of the Board and attested by the manual signature of the Secretary of the Board, and the facsimile of the corporate seal of said Board shall be imprinted thereon. Interest on said Series F Bonds falling due on and prior to maturity shall be represented by appropriate interest coupons to be attached to each of said Series F Bonds, which coupons shall be executed with the facsimile of the official signatures of said Chairman or Vice-Chairman and said Secretary.

Section 2.08. For the purpose of securing the payment of both the principal of and interest on all the Series F Bonds and to secure for the benefit of all the holders of said Series F Bonds the faithful performance of the covenants and provisions contained in the Resolution in the manner and to the extent permitted and provided in the Resolution and in Sections 162.340 et seq. of the Kentucky Revised Statutes, First Security National Bank and Trust Company of Lexington, in the City of Lexington, Kentucky, is hereby designated as Trustee under the Resolution for the holders of all of said Series F Bonds, with the powers and duties set forth in the Resolution and with no liability in connection with any action or omission to act under the Resolution except for its own negligence or willful breach of trust. Execution of the authentication certificate of the Trustee on the back of the respective Series F Bonds shall conclusively establish the acceptance as to such Series F Bonds by the Trustee of the trusts and provisions with respect thereto as set forth in the Resolution.

Section 2.09. The Series F Bonds and coupons and provisions for registration appertaining thereto and the certificate of the Trustee to be endorsed on said Series F Bonds shall be in substantially the following respective forms, to-wit:

(Form of Bond)

UNITED STATES OF AMERICA
COMMONWEALTH OF KENTUCKY
UNIVERSITY OF KENTUCKY
CONSOLIDATED EDUCATIONAL BUILDINGS REVENUE BOND
SERIES F

No. _____

\$5,000.00

The Board of Trustees of the University of Kentucky, a body corporate, as an educational institution and agency of the Commonwealth of Kentucky, for value received, hereby promises to pay, solely from the special fund provided therefor, as hereinafter set forth, to the bearer or, if this Bond be registered, to the registered owner hereof, as hereinafter provided, the sum of Five Thousand Dollars (\$5,000.00) on the first day of May, 19____, and to pay, solely from said special fund, interest thereon from the date hereof until payment of principal at the rate of _____ per cent (_____%) per annum, such interest being payable semiannually on the first days of November and May in each year, except as the provisions hereinafter set forth with respect to prior redemption may

be and become applicable hereto, such interest as may accrue on and prior to the maturity date of this Bond to be paid only upon presentation and surrender of the annexed coupons as they severally mature, both principal and interest being payable in any coin or currency of the United States of America which at the time of payment thereof is legal tender for the payment of public and private debts, at the principal office of the Trustee, First Security National Bank and Trust Company of Lexington, in the City of Lexington, Kentucky, or, at the option of the holder hereof or of the interest coupons hereunto appertaining, at the principal office of Chemical Bank, in the City of New York, New York.

This Bond is one of a duly authorized issue of Bonds designated as "Consolidated Educational Buildings Revenue Bonds (hereinafter referred to as the "Bonds") issued and to be issued under and in full compliance with the Constitution and Statutes of the Commonwealth of Kentucky, including, among others, Sections 162.350 to 162.380, inclusive, of the Kentucky Revised Statutes now in full force and effect, and under and pursuant to the Resolution adopted by the Board of Trustees on September 20, 1960 (hereinafter referred to as the "Resolution") and the Series F Resolution adopted by the Board of Trustees on April 6, 1976.

As provided in the Resolution, the Bonds may be issued from time to time pursuant to separate resolutions in one or more series, in various principal amounts, may bear interest at different rates and may otherwise vary as in the Resolution provided. The aggregate principal amount of Bonds which may be issued under the Resolution is not limited except as provided in the Resolution, and

all Bonds issued and to be issued under the Resolution are and will be equally secured by the pledges and covenants made therein, except as otherwise expressly provided or permitted in the Resolution.

This Bond is one of a series of Bonds of various maturities designated as "Consolidated Educational Buildings Revenue Bonds, Series F" (herein called the "Series F Bonds"), issued in the aggregate amount of \$7,500,000 under the Resolution for the purpose of financing the costs to the extent not otherwise provided) of erecting educational buildings and necessary appurtenances as parts of the Consolidated Educational Buildings Project of said University (hereinafter referred to as the "Project"). Copies of the Resolution and the Series F Resolution are on file at the office of the Trustee. Reference is hereby made to the Resolution pursuant to which First Security National Bank and Trust Company of Lexington, in the City of Lexington, Kentucky, has been designated as Trustee for the holders of the issue of Bonds of which this Bond is one and for the provisions, among others, with respect to the custody and application of the proceeds of the Bonds; the rights, duties and obligations of said Board of Trustees, and of the Trustee, and the rights of the holders of the Bonds; and by the acceptance of this Bond the holder hereof assents to all of the provisions of the Resolutions. Under authority of the statutes pursuant to which this Bond is issued, this Bond shall have all the qualities and incidents of a negotiable instrument, and subject to the provisions for registration endorsed hereon and contained in the Resolution, nothing contained in this Bond or in the Resolution shall affect or impair the negotiability of this Bond.

The holder of this Bond shall have no right to enforce the provisions of the Resolution or to institute action to enforce the covenants therein, or to take any action with respect to any default under the Resolution, or to institute, appear in or defend any suit or other proceedings with respect thereto, except as provided in the Resolution. The Resolution provides for fixing, charging and collecting fees for the services of said Project, which fees will be sufficient to pay the principal of and the interest on said Bonds as the same become due and to provide reserves for such purposes and also to pay the costs of operation and maintenance of the Project to the extent the same are not otherwise provided. The Resolution provides for the creation of a special account designated "Consolidated Educational Buildings Project Bond and Interest Sinking Fund" (herein called the "Bond Fund") and for the deposit to the credit of said Bond Fund of a fixed amount of the gross Revenues of said Project to pay interest on the Bonds as the same become due and to pay or retire the principal of the Bonds at or prior to the maturity thereof, and to provide a reserve for such purpose, which Bond Fund is pledged to and charged with the payment of said principal and interest.

The issue of Series F Bonds of which this Bond is one and all other Bonds as may be outstanding from time to time under the Resolution, are payable only from a fixed amount of the gross Revenues derived from the operation of said Project which will be set aside in said Bond Fund, and this Bond does not constitute any indebtedness of the University of Kentucky or of its Board of

Trustees or of the Commonwealth of Kentucky within the meaning of any provisions or limitations of the Constitution of the Commonwealth of Kentucky.

The Series F Bonds maturing May 1, 1987, and thereafter (being the Bonds numbered 120 and upwards) shall be subject to redemption at the option of the Board of Trustees in whole or from time to time in part in the inverse order of their maturities (less than all of a single maturity to be selected by lot) on any interest payment date on or after May 1, 1986, at the redemption prices, expressed in percentage of principal amount, with respect to each Bond as set forth below, plus in each case accrued interest to the date of redemption:

If Redeemed	Redemption Price
On and after May 1, 1986, and prior to May 1, 1991	103%
On and after May 1, 1991, and prior to May 1, 1996	102%
On and after May 1, 1996, and prior to final maturity	101%

In the event the Board of Trustees shall exercise its option to redeem any of the Series F Bonds of which this Bond is a part, notice of such redemption identifying the Bonds to be redeemed will be given to the Trustee at least forty-five (45) days prior

to the specified redemption date, and such notice shall be published at least once not less than thirty (30) days prior to the specified redemption date, in a newspaper or financial journal of general circulation published in each of the Cities of Louisville, Kentucky, and New York, New York. Any Bonds called for redemption and for the payment of which funds are deposited with said Trustee on the specified redemption date shall cease to bear interest on said redemption date.

This Bond shall pass by delivery unless registered as to principal on the books of said Board of Trustees at the office of the Trustee under the Resolution, and such registration noted hereon, after which no valid transfer hereof shall be effective unless made on said books and similarly endorsed hereon at the written request of the registered holder of his duly authorized representative, but this Bond may be discharged from registration by being in like manner registered to bearer, whereupon full negotiability and transferability by delivery shall be restored but may again from time to time be registered as aforesaid. Such registration, however, shall not affect the negotiability of the interest coupons which shall always remain payable to bearer and transferable by delivery merely. The Board of Trustees, the Trustee and the Paying Agents may treat the bearer of this Bond, if not registered as to principal, and the bearer of any coupon hereto appertaining, whether or not this Bond be so registered, or if this Bond be registered as herein authorized, the person in whose name the same is registered, as the absolute owner for the purpose of making payment and for all other purposes.

A statutory mortgage lien, which is hereby recognized as valid and binding on said Project, is created and granted to and in favor of the holder or holders of this Bond and the issue of Bonds of which it is one, and in favor of the holder or holders of the coupons attached hereto, and said Project shall remain subject to such statutory mortgage lien until the payment in full of the principal of and interest on this Bond and the issue of Bonds of which it is one.

This Bond shall not be valid or become obligatory for any purpose, or be entitled to any security of benefit, under the Resolution, until it shall have been authenticated by the execution by the Trustee of the certificate hereon endorsed.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Bond do exist, have happened and have been performed in due time, form and manner as required by law, and the amount of this Bond, together with all other obligations of said Board of Trustees and of said University of Kentucky, does not violate any provision or exceed any limit prescribed by the Constitution or Statutes of Kentucky; that said Project will be continuously operated, and that a sufficient portion of the gross Revenues therefrom has been pledged to and will be set aside into said Bond Fund for the payment of the principal of and interest on this Bond and the issue of which it is one, and all other bonds, which by their terms and the terms of the Resolution are payable from said Bond Fund, as and when the same will respectively become due.

IN TESTIMONY WHEREOF, the Board of Trustees of the University of Kentucky has caused this Bond to be executed on its behalf by the reproduced facsimile signature of its Chairman or Vice-Chairman and the facsimile of its corporate seal to be imprinted hereon, attested by the manual signature of its Secretary, and the coupons hereto attached to be executed with the facsimile signatures of said Chairman or Vice-Chairman and Secretary, all being done as of the first day of May, 1976.

Chairman, Board of Trustees
University of Kentucky

(SEAL)

ATTEST:

Secretary, Board of Trustees

(Form of Coupon)

No. _____

\$ _____

On the first day of _____, 19_____,

*(unless the Bond to which this coupon is attached shall have been duly called for prior redemption and payment of the redemption price duly made or provided for), the Board of Trustees of the University of Kentucky, at Lexington, Kentucky, will pay to bearer _____

_____ Dollars

(\$ _____) in any coin or currency which at the time of payment thereof is legal tender for the payment of public and private debts out of its "Consolidated Educational Buildings Project Bond and Interest Sinking Fund" at the principal office of First Security National Bank and Trust Company of Lexington, in the City of Lexington, Kentucky, or, at the option of the holder hereof, at the principal office of Chemical Bank, in the City of New York, New York, as provided in and for interest then due on its Consolidated Educational Buildings Revenue Bond, Series F, dated May 1, 1976, Number _____.

Chairman, Board of Trustees
University of Kentucky

Secretary, Board of Trustees

(*The phrase in parentheses should appear only in coupons maturing on and after May 1, 1987, attached to the Bonds numbered 209 to 1500.)

Section 2.10. The Chairman and/or Vice Chairman and Secretary of the Board are hereby authorized and directed to cause to be published a Notice of Sale of Bonds with reference to the Bonds herein authorized, substantially in the form attached hereto, in the Daily Bond Buyer, New York, New York, which is a publication having general circulation among bondbuyers, and in The Courier-Journal, a legal newspaper, published in Louisville, Kentucky, which affords state-wide notice. Such papers are hereby determined and directed to be required to publish such Notice within the meaning and provisions of Chapter 4.24 of the Kentucky Revised Statutes.

The Secretary and the Fiscal Agent, Dupree & Company, Inc., Lexington, Kentucky, are hereby authorized to prepare and disseminate to prospective bidders an "official bid form" in substantially the form attached hereto.

Section 2.11. There is hereby established in the State Treasury of the Commonwealth a Construction Account to be designated "University of Kentucky Consolidated Educational Buildings Project - Bond Proceeds Series F Construction Account." Immediately upon the issuance, sale and delivery of the Series F Bonds, all sums received as accrued interest thereon shall be deposited by the Treasurer of the Commonwealth with the Trustee, in the Bond Fund. The balance of the Bond proceeds shall be deposited by the Treasurer of the Commonwealth in said Construction Account and shall be disbursed by such Treasurer according to such inspection, audit and disbursement procedures as may from time to time be provided by

law for the purpose of paying the costs (to the extent not otherwise provided) of erecting the educational buildings and necessary appurtenances as identified in Section 2.02 of this Series F Resolution in accordance with the approved plans and specifications therefor, and only upon certification of the Architect or Engineer having supervision of construction, as to each disbursement, that the amount thereof has been duly earned by and is payable to the designated party or parties for materials, services and/or labor furnished pursuant to proper contract duly awarded therefor. Any balance remaining in said Construction Account after the erection of said educational buildings and the payment of all costs in connection therewith shall be deposited in the Bond Fund; provided, however, that if proceedings are then pending or imminently contemplated for the construction or completion of one or more additional educational buildings, which are or will be financed by issuance of additional Series Bonds pursuant to the Resolution, and which building or buildings constitute or will constitute a part of the Consolidated Educational Buildings Project, any such unexpended balance may be taken into account in determining the amount of Bonds to be authorized therefor, or may otherwise be applied to the proper costs thereof, in which event such unexpended balance may, upon authority of the Board be transferred to the Series Construction Account thereof.

Section 2.12. The Board covenants that it will make or permit no use of, and hereby directs the Trustee to make no use of, any of the proceeds of the Bonds herein authorized which, if such use had been reasonably expected on the date of issuance of said Bonds, would have caused said bonds to be "arbitrage bonds" within

the meaning of Section 102(d) of the Internal Revenue Code of 1954, as amended, and such regulations adopted from time to time under said Section 103(d) as may be applicable to said Bonds, and further covenants that it will comply throughout the term of the issue with the requirements of said Section 103(d) and any such applicable regulations, to whatever extent is necessary to assure that the Bonds herein authorized shall not be treated as taxable arbitrage bonds. On the basis of the facts and circumstances in existence on the date of the adoption of this Resolution the Board certifies that it is not expected that the proceeds of the Bonds herein authorized will be used in a manner which would cause such Bonds to be arbitrage bonds.

Section 2.13. A certified copy of this Series F Resolution shall be filed with the Trustee, and this Series F Resolution shall take effect immediately upon its adoption and the filing of the certified copy thereof with the Trustee.

ADOPTED April 6, 1976.

(SEAL)

ATTEST:

Paul G. Sears

Secretary

William S. Gray
Chairman or Vice-Chairman, Board of
Trustees, University of Kentucky

NOTICE OF SALE OF BONDS

\$7,500,000

THE BOARD OF TRUSTEES OF THE UNIVERSITY OF KENTUCKY

CONSOLIDATED EDUCATIONAL BUILDINGS REVENUE BONDS

SERIES F

The Board of Trustees of University of Kentucky, in its corporate capacity and as an educational agency and instrumentality of the Commonwealth of Kentucky, hereby gives notice that on May 4, 1976, at the hour of _____ .M. Eastern Standard Time, it will convene in the Board Room, in the Office Tower on the campus of the University in Lexington, Kentucky; and that upon said occasion it will open and consider sealed competitive bids for the purchase of its \$7,500,000 "Consolidated Educational Buildings Revenue Bonds, Series F" dated May 1, 1976. Bids submitted prior to the day and hour hereinabove set forth may be sent to Jack C. Blanton, Treasurer of the University, at his office in the Administration Building on the campus of said University of Kentucky, Lexington, Kentucky 40506, and if any such bid is received in the Treasurer's office prior to the day and hour above set forth, properly marked so as to identify the same, it will be communicated to and considered by the Board at the meeting above referred to.

These are negotiable coupon Bonds in the denomination of \$5,000 each, registrable as to principal only, and maturing as to principal, serially, in various amounts on May 1 in each of the years 1977 to 2002, inclusive; provided, however, that the Bonds Maturing May 1, 1987 and thereafter are subject to prior redemption at the option of the Board of Trustees on any interest payment date (May 1, and November 1) on or after May 1, 1986. The maturity schedule and terms of redemption are set forth in the "Official Statement," to which reference is hereinafter made. Principal and interest will be payable at the principal office of the Trustee, First Security National Bank and Trust Company of Lexington, Lexington, Kentucky, or, at the option of the holders, at the principal office of Chemical Bank, New York, New York.

The Board of Trustees has, by Resolution, created its "Consolidated Educational Buildings Project," comprising all educational buildings now existing and hereafter erected, and appurtenances thereto, located on the property of the University in Fayette County, Kentucky, with the exception of housing buildings and facilities and all buildings and facilities exclusively for athletics, as distinguished from those which are, or may be, wholly or principally, for physical education, as is more specifically provided in such Resolution, and has pledged the Revenues (a defined term) consisting of student registration fees imposed upon and collected from all students attending the University at Lexington, Kentucky, for services furnished by such Project. The Bonds will constitute special obligations of the Board and have been

authorized and will be issued pursuant to authority of Sections 162.340 et seq. of the Kentucky Revised Statutes and the Series F Resolution, duly adopted by the Board of Trustees, and will be additionally secured by a statutory mortgage lien upon all buildings and appurtenances thereto which are parts of the Project.

Use of the "Official Bid Form" is required. Bidders shall offer to purchase the entire \$7,500.00 of Series F bonds at a price of not less than \$7,387,500 (98 1/2% of face amount), and may stipulate one or more interest coupon rates of their own choosing, subject to the following conditions: (1) each coupon rate shall be a multiple of 1/8 or 1/10 of 1%; (2) only one coupon rate shall be stipulated for Bonds maturing on a single maturity date; (3) no bid shall propose more than one coupon rate for interest due on any Bond at any interest payment date; (4) no bid shall propose that any Bond bear interest otherwise than at a single rate from date to maturity, nor shall supplementary coupons be permitted; (5) no bid shall propose that any interest coupon be cancelled; and (6) the coupon rate for each maturity must equal or exceed the rate for the immediately preceding maturity.

The Board of the University will furnish the executed Bonds, no-litigation certificate and the unqualified approving legal opinion of Stoll, Keenon & Park, Bond Counsel, Lexington, Kentucky. A good-faith deposit of \$75,000 (certified or bank cashier's or bank treasurer's check, payable to the Treasurer of the Commonwealth of Kentucky) shall accompany each bid. Usual tax-exempt basis. Delivery will be made at

the expense of the University at any bank or trust company in Continental United States, exclusive of Alaska, within 45 days after the date of sale.

"Official Bid Form" and "Official Statement" are obtainable from such Treasurer or the Fiscal Agents, Dupree & Company, Inc., Box 1149, Lexington, Kentucky 40507. The right to reject bids and to waive informalities or irregularities deemed by the Board to be immaterial is expressly reserved.

BY ORDER OF THE BOARD OF TRUSTEES OF THE UNIVERSITY OF KENTUCKY:

WILLIAM B. STURGILL, CHAIRMAN

PAUL SEARS, SECRETARY

BOARD OF TRUSTEES,

UNIVERSITY OF KENTUCKY.

OFFICIAL BID FORM

\$7,500,000

BOARD OF TRUSTEES OF THE UNIVERSITY OF KENTUCKY
CONSOLIDATED EDUCATIONAL BUILDINGS REVENUE BONDS

SERIES F

DATED MAY 1, 1976

TO THE HONORABLE CHAIRMAN AND
MEMBERS OF THE BOARD OF TRUSTEES
OF UNIVERSITY OF KENTUCKY
Lexington, Kentucky 40506

May _____, 1976

Gentlemen:

We have examined your "Notice of Sale of Bonds" and "Official Statement" as to the sale of the above bonds. By our submission of this bid, we evidence our agreement to the terms and conditions of your sale offering as represented therein.

We hereby offer to purchase the entire \$7,500,000 of said identified bonds, and will pay you for said Bonds an aggregate sum of \$ _____ plus accrued interest from May 1, 1976 to date of delivery and payment, upon condition that the Bonds are caused to mature as to principal on May 1 in the respective years, and interest coupon rates are established and made applicable to said Bonds, as shown in the following schedule:

<u>YEAR</u>	<u>AMOUNT</u>	<u>COUPON RATE</u>	<u>YEAR</u>	<u>AMOUNT</u>	<u>COUPON RATE</u>
1977	\$ 50,000	_____%	1990	\$ 110,000	_____%
1978	45,000	_____%	1991	120,000	_____%
1979	50,000	_____%	1992	125,000	_____%
1980	55,000	_____%	1993	140,000	_____%
1981	55,000	_____%	1994	145,000	_____%
1982	60,000	_____%	1995	150,000	_____%
1983	65,000	_____%	1996	170,000	_____%
1984	70,000	_____%	1997	175,000	_____%
1985	70,000	_____%	1998	190,000	_____%
1986	75,000	_____%	1999	1,100,000	_____%
1987	90,000	_____%	2000	1,250,000	_____%
1988	95,000	_____%	2001	1,400,000	_____%
1989	105,000	_____%	2002	1,540,000	_____%

This bid is made with the understanding that the University will furnish, without cost to the successful bidder, the unqualified approving legal opinion of Stoll, Keenon & Park, Lexington, Kentucky, the executed Bonds and the customary closing certificates, including the usual certificate that at that time no litigation affecting the legality of the Bonds is pending or known to the signers of such certificate to be threatened.

We enclose as evidence of our good faith a certified or bank check in the amount of \$75,000.00, payable to the Treasurer of the Commonwealth of Kentucky. In the event this bid is accepted and should we fail to comply with the terms of this bid, said check is to be

forfeited by us as agreed liquidated damages; otherwise said check is to be promptly returned to us.

Respectfully submitted,

BIDDER

BY: _____

Address

The foregoing is our purchase bid. We submit our own computation thereof only for your information and convenience:

- (a) Total interest cost at coupon rates from May 1, 1976 to final maturity \$ _____
- (b) Plus discount or less premium \$ _____
- (c) Net Interest cost \$ _____
- (d) Equivalent to \$ _____ %

Accepted by the Board of Trustees and receipt of bid deposit acknowledged this May 4, 1976.

BOARD OF TRUSTEES
UNIVERSITY OF KENTUCKY
Lexington, Kentucky

By _____
Chairman
Attest:

Secretary (SEAL)

Return of bid deposit hereby acknowledged:

Authorized Representative

Office of the President
April 6, 1976

FCR 5

Members, Board of Trustees:

COLD ROOM ADDITION - FOOD STORAGE BUILDING

Recommendation: That the Board of Trustees approve the construction of an Addition to the Food Storage Building and authorize the expenditure of \$150,000 for this project and authorize the President to obtain the approval of the Council on Public Higher Education and the Executive Department for Finance and Administration.

Background: Present cold storage space is inadequate to allow for bulk purchase of meats, frozen fruits and vegetables to coincide with the harvesting and processing cycles which to an extent affect market prices. As much as 10 percent fluctuation in prices occur during the year on some commodities and the University can capture this savings with the addition of this facility. The source of funds for the above project are Auxiliary Services revenues.

Action: Approved XX Disapproved _____ Other _____

Date April 6, 1976

Office of the President
April 6, 1976

FCR 6

Members, Board of Trustees:

LEASE WITH LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Recommendation: That the Vice President, Business Affairs and Treasurer be authorized to negotiate and execute a lease with the Lexington-Fayette Urban County Government whereby the University will lease a small area of land in the vicinity of Shawneetown Road and Road A along South Limestone Street for the purposes of a playground.

Background: A request has been received by the University to permit the Urban County Government to develop a small playground on the area referred to in this recommendation. Details have not yet been worked out. However, in view of the benefit to the children living in Shawneetown, the proposal seems to be one which should be viewed favorably. This recommendation, if adopted by the Board, would permit the appropriate administrative officials to complete the negotiations necessary without awaiting further action by this Board.

Action: Approved XX Disapproved _____ Other _____

Date: April 6, 1976

Office of the President
April 6, 1976

ICR 1

Members, Board of Trustees:

REPORT OF INVESTMENTS

Recommendation: that the report of changes made in investments for the University of Kentucky and its Affiliated Corporations for the quarter ended December 31, 1975 be accepted; also sales to the Pooled Investment Account of University of Kentucky and University of Kentucky Research Foundation Endowment Funds, and purchases from Separate Investment Account to the Pooled Investment Account as of the close of business December 31, 1975.

Background: A part of the Board policy regarding investments is a provision that quarterly report be submitted by the Investment Committee of the Board. The attached reports reflect the purchases and sales made during the Fourth Quarter of 1975, for the University of Kentucky Athletic Association, the Fund for Advancement of Education and Research in the University of Kentucky Medical Center, the University of Kentucky and University of Kentucky Research Foundation. It was resolved by the Investment Committee to merge the two portfolios into a single pooled portfolio for endowment funds on December 31, 1975.

Action: Approved XX Disapproved _____ Other _____

Date: April 6, 1976

UNIVERSITY OF KENTUCKY ATHLETIC ASSOCIATION
Statement of Portfolio Changes
For the Fourth Quarter, 1975

<u>Purchases:</u>	<u>Purchase Date</u>	<u>Yield</u>	<u>Net Amount of Purchase</u>
Certificate of Deposit #3397	12/ 5/75	6.40%	\$100,000.00
Certificate of Deposit #3454	12/ 5/75	7.375%	<u>200,000.00</u>
Total - Purchases			<u>\$300,000.00</u>

<u>Sales:</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Net Proceeds from Sale</u>
Certificate of Deposit #2397	11/21/75	8.25%	<u>\$300,000.00</u>
Total - Sales			<u>\$300,000.00</u>

UNIVERSITY OF KENTUCKY
Statement of Portfolio Changes
For the Fourth Quarter, 1975

<u>Purchases:</u>	<u>Purchase Date</u>	<u>Yield</u>	<u>Net Amount of Purchase</u>
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N O N E

<u>Sales:</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Net Proceeds from Sale</u>
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N O N E

THE FUND FOR ADVANCEMENT OF EDUCATION AND RESEARCH
IN THE UNIVERSITY OF KENTUCKY MEDICAL CENTER
Statement of Portfolio Changes
For the Fourth Quarter, 1975

<u>Purchases:</u>	<u>Purchase Date</u>	<u>Yield</u>	<u>Net Amount of Purchase</u>
Certificate of Deposit #573	10/ 3/75	8.25%	\$ 500,000.00
Certificate of Deposit #50-0424	11/ 5/75	7.50%	500,000.00
Certificate of Deposit #3453	12/ 5/75	7.00%	<u>200,000.00</u>
Total - Purchases			<u>\$1,200,000.00</u>

<u>Sales:</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Net Proceeds from Sale</u>
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N O N E

UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION
Statement of Portfolio Changes
For the Fourth Quarter, 1975

<u>Purchases:</u>	<u>Purchase Date</u>	<u>Yield</u>	<u>Net Amount of Purchase</u>
Certificate of Deposit #3452	12/ 5/75	7.00%	<u>\$100,000.00</u>
Total - Purchases			<u>\$100,000.00</u>

<u>Sales:</u>	<u>Maturity Date</u>	<u>Yield</u>	<u>Net Proceeds from Sale</u>
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N O N E

UNIVERSITY OF KENTUCKY
 ENDOWMENT FUND
 Statement of Sales to the Pooled Investment Account
 At the Close of Business on December 31, 1975

Sales to - Pooled Investment Account:

<u>Par Value or No. of Shares</u>	<u>Security</u>	<u>Value of Cost</u>	<u>Value of Sale</u>
\$ 89,000	Master Notes of General Electric	\$ 89,000	\$ 89,000
50,000	Federal Home Loan Banks	50,405	51,500
75,000	Federal National Mtg. Assn.	74,789	78,000
30,000	S. S. Kresge Co. Conv. Sub. Deb. Reg.	28,350	33,975
100,000	Manufacturers Hanover Corp. Notes Reg.	100,000	100,500
50,000	Sohio British Petro. Trans. Alaska Reg. Pipeline Fin. Inc. Note	50,000	50,750
25,000	Southern Railway Equip. Trust	50,953	49,199
1,000	Champion International	29,335	18,875
900	American Home Products Corp.	24,494	30,037
138	American Tel & Tel Co.	6,022	7,021
414	Ashland Oil, Inc.	10,195	8,073
1,200	Beatrice Foods Co.	24,475	28,200
1,000	Central & South West Corp.	22,244	17,250
1,000	Citi Corp.	28,673	29,500
150	Coca Cola Co.	17,483	12,337
500	Cummins Engine Co., Inc.	26,299	9,750
288	Dow Chemical Co.	11,700	26,388
600	Dresser Industries, Inc.	27,600	37,875
356	Eastman Kodak Co.	27,990	37,780

UNIVERSITY OF KENTUCKY
 ENDOWMENT FUND
 Statement of Sales to the Pooled Investment Account
 At the Close of Business on December 31, 1975
 Page Two

Sales to - Pooled Investment Account:

<u>Par Value or No. of Shares</u>	<u>Security</u>	<u>Value of Cost</u>	<u>Value of Sale</u>
500	Exxon Corp.	39,071	44,375
1,500	Firestone Tire & Rubber Co.	34,804	33,375
1,160	First Security Corp.	27,840	29,580
525	General Motors Corp.	41,660	30,253
1,000	Gulf Oil Corp.	25,920	20,500
928	Hercules, Inc.	29,638	25,520
125	International Business Machines	34,275	28,031
1,000	Kroger Co.	27,818	18,250
1,200	Louisiana Land & Exploration Co.	34,630	26,850
1,200	Louisville Gas & Electric Co.	34,085	28,050
315	Mobil Oil Corp.	17,856	14,883
2,000	N L T Corp.	40,214	32,250
162	Procter & Gamble Co.	7,275	14,418
406	R. J. Reynolds Ind. Inc.	19,256	24,969
350	Sears, Roebuck & Co.	25,036	22,575
800	Smith Kline Corp.	39,510	47,200
800	Texaco, Inc.	31,631	18,700
600	Union Carbide Corp.	<u>27,118</u>	<u>36,675</u>
	Total Sales	<u>\$1,237,644</u>	<u>\$1,212,464</u>

UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION
ENDOWMENT FUND

Statement of Sales to the Pooled Investment Account
At the Close of Business on December 31, 1975

Sales to - Pooled Investment Account:

<u>Par Value or No. of Shares</u>	<u>Security</u>	<u>Value of Cost</u>	<u>Value of Sale</u>
\$ 13,000	Master Notes of General Electric	\$ 13,000	\$ 13,000
75,000	Amer. Tel & Tel Co. Notes Reg.	75,000	76,312
50,000	Sohio British Petro. Trans. Alaska Reg. Pipeline Fin. Inc. Note	50,000	50,750
25,000	Southern Railway Equip. Trust	50,953	49,200
500	American Tel & Tel Co.	29,150	25,436
600	Ashland Oil, Inc.	15,183	11,700
600	Dresser Industries, Inc.	26,894	37,875
400	Eastman Kodak Co.	22,698	42,450
538	Exxon Corp.	40,756	47,747
800	Firestone Tire & Rubber Co.	18,434	17,800
500	General Motors Corp.	48,395	28,813
800	Indianapolis Power & Light Co.	24,173	16,300
335	International Business Machines	43,838	75,124
900	Louisville Gas & Electric Co.	30,244	21,037
2,000	Richmond Corp.	25,361	21,000
600	Smith Kline Corp.	29,632	35,400
200	Texaco, Inc.	7,337	4,675
700	Union Carbide Corp.	28,319	42,787

UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION
ENDOWMENT FUND

Statement of Sales to the Pooled Investment Account
At the Close of Business on December 31, 1975

Page Two

Sales to - Pooled Investment Account:

<u>Par Value or No. of Shares</u>	<u>Security</u>	<u>Value of Cost</u>	<u>Value of Sale</u>
600	Upjohn Co.	19,802	25,425
200	Xerox Corp.	<u>22,791</u>	<u>10,175</u>
	Total Sales	<u>\$621,960</u>	<u>\$653,006</u>

UNIVERSITY OF KENTUCKY AND UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION
ENDOWMENT FUNDS

Statement of Purchases for the Pooled Investment Account
At the Close of Business on December 31, 1975

Purchases from - Separate Investment Account:

<u>Par Value or No. of Shares</u>	<u>Security</u>	<u>Value of Purchase</u>
\$ 102,000	Master Note of General Electric	\$ 102,000
50,000	Federal Home Loan Banks	51,500
75,000	Federal National Mtg. Assn.	78,000
75,000	American Tel. & Tel. Co. Notes Reg.	76,312
30,000	S. S. Kresge Co. Conv. Sub. Deb. Reg.	33,975
100,000	Manufacturers Hanover Corp. Notes Reg.	100,500
100,000	Sohio British Petro. Trans. Alaska Reg. Pipeline Fin. Inc. Note	101,500
100,000	Southern Railway Equip. Trust	98,399
1,000	Champion International	18,875
900	American Home Products Corp.	30,037
638	American Tel. & Tel. Co.	32,458
1,014	Ashland Oil, Inc.	19,773
1,200	Beatrice Foods Co.	28,200
1,000	Central & South West Corp.	17,250
1,000	Citi Corp.	29,500
150	Coca Cola Co.	12,337
500	Cummins Engine Co., Inc.	9,750
288	Dow Chemical Co.	26,388
1,200	Dresser Industries, Inc.	75,750

UNIVERSITY OF KENTUCKY AND UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION
 ENDOWMENT FUNDS

Statement of Purchases for the Pooled Investment Account
 At the Close of Business on December 31, 1975

Page Two

Purchases from - Separate Investment Account:

<u>Par Value or No. of Shares</u>	<u>Security</u>	<u>Value of Purchase</u>
756	Eastman Kodak Co.	80,230
1,038	Exxon Corp.	92,122
2,300	Firestone Tire & Rubber Co.	51,175
1,160	First Security Corp.	29,580
1,025	General Motors Corp.	59,065
1,000	Gulf Oil Corp.	20,500
928	Hercules, Inc.	25,520
800	Indianapolis Power & Light Co.	16,300
460	International Business Machines	103,155
1,000	Kroger Co.	18,250
1,200	Louisiana Land & Exploration Co.	26,850
2,100	Louisville Gas & Electric Co.	49,087
315	Mobil Oil Corp.	14,883
2,000	N L T Corp.	32,250
162	Procter & Gamble Co.	14,418
406	R. J. Reynolds Ind., Inc.	24,969
2,000	Richmond Corp.	21,000
350	Sears, Roebuck & Co.	22,575
1,400	Smith Kline Corp.	82,600

UNIVERSITY OF KENTUCKY AND UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION
ENDOWMENT FUNDS
Statement of Purchases for the Pooled Investment Account
At the Close of Business on December 31, 1975
 Page Three

Purchases from - Separate Investment Account:

<u>Par Value or No. of Shares</u>	<u>Security</u>	<u>Value of Purchase</u>
1,000	Texaco, Inc.	23,375
1,300	Union Carbide Corp.	79,462
600	Upjohn Co.	25,425
200	Xerox Corp.	<u>10,175</u>
	Total Purchases	<u>\$1,865,470</u>

Office of the President
April 6, 1976

SCRCR 1

Members, Board of Trustees:

RECOMMENDED AMENDMENT TO CODE OF STUDENT CONDUCT

Recommendation: that the Board of Trustees approve the following revisions in Sections 1.53 through 1.56 of Student Rights and Responsibilities. Part I. Code of Student Conduct, effective August 16, 1976.

Background: In 1973, the Board of Trustees amended the Student Code by adding Article VII--Amendment, which reads as follows:

"The Code of Student Conduct shall be amended only by the Board of Trustees. Responsibility for proposing revisions to the Code of Student Conduct is delegated to a committee consisting of students, faculty and administrators. The exact composition and procedure of the committee is to be determined by the President of the University.

The Committee shall accept and review recommendations from students, faculty and administrators regarding revisions of the Code of Student Conduct. The Committee shall prepare proposed revisions and forward them to the President for presentation to the Board of Trustees for its consideration.

Nothing included above shall be construed as a limitation upon the President to propose changes without reference to the Committee."

On September 8, 1975, President Singletary appointed a standing Advisory Committee on Student Code Revision consisting of three students (Mr. James Harralson, Mr. Joseph Kinnarney and Ms. Linda Mumford), three faculty members (Professor Rutherford Campbell, Dr. Lewis McCullers and Dr. Paul Sears) and three administrators (Mr. John Darsie, Dean Joseph Burch, and, as chairman, Vice President Robert Zumwinkle).

In October 1975, through a series of ads in the Kernel, the Committee announced its receptivity to written proposals for revising the Code from students, faculty members, and administrators. Through February 1976, no proposals were directed to the Committee from non-members of the Committee.

The Committee, however, internally studied the possible need for Code revision and tentatively agreed upon modifications in Sections 1.53 through 1.56 of the Code. The proposed tentative changes in the Code were published in the Kernel in conjunction with a request for reactions in writing. After

considering the single written response which it received, the Committee reaffirmed its support of the proposed modifications, and recommended these to President Singletary who in turn approved and forwarded them without change to the Board of Trustees Student Code Revision Committee.

Action: Approved XX Disapproved _____ Other _____
Date: April 6 1976

PROPOSED STUDENT CODE AMENDMENT

The Board of Trustees Student Code Committee recommends that Student Rights and Responsibilities. Part I. Code of Student Conduct be amended as follows:

Note -- Material to be deleted is in parentheses, material to be added is underlined.

1.53 Composition

The U. J-Board shall consist of (twenty-six) twenty-eight persons and a Hearing Officer. (One member shall be from the Lexington Technical Institute; the other twenty-five members shall be divided according to the apportionment of the student University senators for the year the U. J-Board will serve.)

- a. The Hearing Officer shall be the Chairman of the Board and he/she shall convene meetings of the Board at such times and places as necessary to carry out its duties. The Hearing Officer shall be a non-voting member of the Board as to the issue of guilt or innocence and as to the quantum of punishment, but shall decide and rule upon all questions of law, whether they be substantive or procedural. The Hearing Officer shall neither sit in on nor take part in the Board's deliberation of the issue of innocence or guilt nor quantum of punishment. He/she shall be available to advise upon procedural questions arising under this Code.
- b. In notifying representatives of the University and an accused student that a hearing date has been established, the Hearing Officer will also indicate a date, time and place at which a Board of (six) seven members shall be randomly selected from the pool of (twenty-six) twenty-eight names arrived at through the (appointment) selection process set forth under 1.55. The date for Board selection by the Hearing Officer shall be at least forty-eight hours prior to the established date of hearing, and representatives of the University administration and the accused may observe the selection process.
- c. In order to insure the availability of a (quorum,) seven person Board, the Hearing Officer will draw all (twenty-six) twenty-eight names and number them according to their order of selection. The first (six) seven chosen shall comprise the Board and the remaining (twenty) twenty-one shall stand as alternates who shall ascend to Board service according to the ascending numerical order of their selection.

- d. In any proceedings of the Board, (six) seven members of the Board, in addition to the Hearing Officer, must be present to hear the case. Any decision of the U. J-Board must be by majority of the voting members of the Board sitting on the case.

1.54 Eligibility Requirements

- a. All members of the U. J-Board, except the Hearing Officer, must be (full-time) students enrolled at the University of Kentucky Lexington campus, or in the Lexington Technical Institute of the Community College System. (They must be students in good academic, financial and disciplinary standing with the University and must have had at least one semester's residency on the Lexington campus.) They must be in good disciplinary standing with the University.
- (b. In no event shall a student senator serve as a member of the U. J-Board.)
- b. (c) The Hearing Officer shall be a person with training in the law, possessing at least the degree of Bachelor of Laws or its equivalent.

1.55 The (Appointment) Selection Process

- a. (For the purpose of arriving at the composition of the U. J-Board, the duly elected senators from each of the sixteen colleges represented in the University Senate shall, with the advice and approval of the Dean of their respective college, recommend to the Student Government President the names of three times the number of students to be finally approved to represent a particular college on the U. J-Board. Those recommended by senators from a particular college must be enrolled in that college.)
- (b. In addition, the head of the student body of the Lexington Technical Institute with the advice of the Director of the Lexington Technical Institute shall submit for consideration the names of three L.T.I. students to the Student Government President.)
- (c. The President of Student Government with the advice and approval of the Vice President for Student Affairs shall then appoint from the list provided twenty-six members in accordance with 1.53, who shall comprise the U. J-Board pool from which the Hearing Officer shall draw as needed for a particular hearing or hearings.)

1.55

- a. The selection process for members of the U. J-Board, with the exception of the Hearing Officer, will be conducted jointly by the Dean of Students and the President of Student Government or their designated representatives.

For the purpose of arriving at the composition of the U. J-Board, a pool of names will be selected by accepted computerized random sampling methods from data representing all students enrolled for the current semester in the University System on the Lexington campus and in the Lexington Technical Institute of the Community College System. Every reasonable means will be employed to contact the eligible students at their last known address as to their willingness to serve. A U. J-Board will be constituted of the first twenty-eight students affirmatively responding in the order of original selection.

- (d.) b. The Hearing Officer shall be appointed by the President of the University. The President may appoint a substitute for the Hearing Officer at any time that officer is unavailable when his/her services are needed.
- c. Any member of the U. J Board is obligated to withdraw from participation in a hearing when the member doubts his/her ability to hear the case fairly and objectively and to decide its outcome impartially on the basis of the evidence adduced.
- d. Representatives of the University administration and the accused shall have the right to challenge, for cause, any member of the U. J-Board, except the Hearing Officer. Any challenge(s) shall be submitted in writing to the Hearing Officer no later than twenty-four hours prior to the established date of the hearing. Any challenge(s) shall be sustained or denied by the Hearing Officer. Should such challenge(s) be sustained, the alternate(s) shall ascend to the U. J-Board as delineated in 1.53c.

1.56 Terms of Office

The Hearing Officer and the student members shall be appointed to one-year terms. All terms are to begin (September 1) November 1 and end on (August 31.) October 31.

Office of the President
April 6, 1976

SCRCR 2

Members, Board of Trustees:

PROPOSED AMENDMENT TO THE GOVERNING REGULATIONS

Recommendation: that the following proposed amendment to the Governing Regulations of the University of Kentucky be received for consideration and, provided at least one month has elapsed, be put on the agenda for approval by the Board of Trustees at its next regular meeting.

Amendment - Change the first paragraph of PART XI-B (page 43) to read:

(Note: Proposed addition is underlined)

The non-academic relationships between University System students on the Lexington campus and Lexington Technical Institute students and the University are covered in the document entitled, "Student Rights and Responsibilities. Part I. Code of Student Conduct: Rules, Procedures, Rights and Responsibilities Governing Non-Academic Relationships", which has been adopted by the Board of Trustees and may be amended only by that body.

Background: This change, which was initiated by the standing student-faculty-administrator Advisory Committee on Student Code Revision, has been approved by the President and also by the Board of Trustees Student Code Revision Committee.

If the Board of Trustees approves this: (1) it will be necessary to make appropriate related editorial changes in the Foreword of the document entitled Student Rights and Responsibilities, and (2) it will be clear that students at the University Center at Fort Knox and also off-campus extension students will no longer be covered by the Code and that it may be desirable to study the need for one or more special documents to cover such students.

Action: Approved XX Disapproved _____ Other _____

Date: April 6 1976