

JUL 29 1967

REGENTS' RULES AND REGULATIONS, PART ONE: AMENDMENTS TO CHAPTER V (EX OFFICIO MEMBERS OF THE GRADUATE ASSEMBLY), TO CHAPTER VII / (1) MEMBERSHIP OF DEVELOPMENT BOARD AND (2) INTERNAL FOUNDATIONS. -- The necessary rules were suspended and Part One of the Rules and Regulations of the Board of Regents of The University of Texas System for the Government of the University System was amended effective immediately:

1. By deleting Section 6.11 of Chapter V and substituting in lieu thereof the following:

Ex officio Members without Vote. -- The Chancellor of The University of Texas System, the Vice-Chancellor for Academic Affairs of The University of Texas System, the institutional heads of the component institutions other than The University of Texas at Austin, the graduate administrator at each component institution, the Associate Graduate Deans of The University of Texas at Austin, and the administrative heads of colleges and schools (which are not subdivisions of colleges) are ex officio members without vote. However, the administrative heads of the Graduate School of Library Science, the Graduate School of Social Work, and the Nursing School (System-Wide) shall be entitled to seats with vote until such time as there shall be in such schools two or more members of The University of Texas System Graduate Faculty eligible for nomination and election to the Assembly. Ex officio members of The University of Texas System Graduate Assembly shall not be eligible for nomination and election to said Assembly.

2. By deleting the first paragraph of Section 1.61 of Chapter VII and substituting therefor the following:

The University of Texas System Development Board shall consist of one member of the Board of Regents designated by the Chairman, with the consent of the Board of Regents, the Chancellor, six members named by the Executive Council of the Ex-Students' Association of The University of Texas at Austin, fifteen members named by the Board of Regents, and the chairmen of the advisory councils for the component institutions out of Austin as ex officio members without vote.

3. By adding to Section 2.2 in Chapter VII on Page 77 to the list of Internal Foundations the following:

The University of Texas Medical  
Branch at Galveston Foundation            1967

The University of Texas at El Paso  
Foundation                                    1967

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BOARD OF REGENTS: RULES AND REGULATIONS OF THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM FOR THE GOVERNMENT OF THE UNIVERSITY SYSTEM, PART ONE, AMENDMENTS AND RATIFICATION.-- The necessary rules were suspended (Rules and Regulations, Part One, Chapter IX, Section 4) and final approval was given to the following amendments to Part One of the Rules and Regulations of the Board of Regents of The University of Texas System for the Government of the University System, as set out in the Regents' minutes of May 1967:

1. In Chapter I

- a. Move the first three sentences of Section 8.61 which read as follows to become the first three sentences of Section 8.65:

"Except for communications from the Chancellor and the Secretary to the Board, all communications to the Board from members of the faculty and staff should be in writing. The regular channel of communication from the faculty, staff, and administration to the Board is through the chief administrative officer of the institution involved and through the Chancellor. A copy of any communication sent directly to a Board member should be furnished to the Chancellor and to the chief administrative officer of the institution involved."

- b. Insert the following so that Section 8.62 reads:

"Except upon invitation of the Board of Regents, the Chairman of the Board, or the Chancellor, no person shall appear before the Board or any committee thereof unless he shall file with the Secretary to the Board a written request for such appearance at least ten days before the date of such appearance and unless the Chairman of the Board, or a majority of the whole Board, shall approve such request."

- c. Insert the following in lieu of the second sentence in Section 7.15:

"The Committee of the Whole may hold in closed session (1) deliberations to consider the appointment, employment or dismissal of a public officer or employee or to hear complaints of charges brought against such officer or employee, unless such officer or employee requests a public hearing; (2) deliberations pertaining to the acqui-

sition of additional real property; (3) deliberations on matters affecting security; and (4) consultations with the Board's attorney or attorneys."

2. In Chapter III

a. Substitute the following in lieu of Section 6.33:

"In cases where other offenses are charged, and in all cases where the facts are in dispute, the accused faculty member will be informed in writing of the charges against him, which, on reasonable notice, will be heard by a special hearing tribunal whose membership shall be appointed by the institutional head from members of the faculty whose academic rank is at least equal to that of the accused faculty member."

b. Change the number of Section 6.334 to Section 6.336 and wherever in that section and the next following section the words "the Committee" appear, change them to "hearing tribunal."

c. Insert the following as Sections 6.334 and 6.335:

(1) Section 6.334

"A representative of the institution may appear before the hearing tribunal to present witnesses and evidence against the accused faculty member and in support of the charge brought against such faculty member, and such institution representative shall have the right to cross-examine the accused faculty member (if he testifies in his own behalf) and the witnesses offered on behalf of the faculty member."

(2) Section 6.335

"The hearing tribunal shall not include any accuser of the faculty member, and if the accused faculty member is not satisfied with the fairness or objectivity of any member or members of the hearing tribunal, he may challenge his or their alleged lack of such fairness or objectivity, but he shall have no right to disqualify any such member or members from serving on the tribunal. It shall be up to each such challenged member to determine whether he can serve with fairness and objectivity in the matter, and if any such challenged member should voluntarily disqualify

himself, the institutional head shall appoint a substitute member of the tribunal who is qualified hereunder."

3. In Chapter VI

a. Substitute the following in lieu of Section 3.4:

"The use of intoxicating beverages is prohibited in classroom buildings, laboratories, auditoriums, library buildings, museums, faculty and administrative offices, intercollegiate and intramural athletic facilities, and all other public campus areas; provided, however, that with the prior consent of the institutional head, the foregoing provisions of this section may be waived with respect to any specific affair which is sponsored by the institution and which will not be attended by students. However, with respect to the possession and consumption of alcoholic beverages, state law will be strictly enforced at all times on all property controlled by The University of Texas System and its component institutions."

c. Substitute the following in lieu of Section 3.9:

"The component institutions of The University of Texas System shall administer student discipline within the procedures of recognized and established due process. Accordingly, reasonable notice should be given the student of the specific charge of misconduct against him, which, if proved, would be a violation of some rule or regulation of The University of Texas System or of the institution of which he is a student. In cases where the facts are in dispute, the student is entitled to have a hearing at which he is afforded the opportunity to testify and offer evidence and witnesses in his own behalf, but, of course, he cannot be required to testify. At such hearing the student is entitled to be confronted by the witnesses against him, and either he or his attorney or adviser is entitled to cross-examine the witnesses against him. He is entitled to be represented by an attorney or other adviser at the hearing, and a stenographic or mechanical record of the hearing shall be made. A representative of the institution may appear before the hearing tribunal to present witnesses and evidence against the accused student and in support of the charge brought against such student, and such institution representative shall have the right to cross-examine the accused student (if he testifies in his own behalf) and the

witnesses offered on behalf of the student. The hearing shall be held before a tribunal which shall be appointed by the Dean of Students from the faculty, or from the faculty and the student body, and which shall not include any accuser of the student. If the accused student is not satisfied with the fairness or objectivity of any member or members of the tribunal, he may challenge his or their alleged lack of such fairness or objectivity, but he shall have no right to disqualify any such member or members from serving on the tribunal. It shall be up to each such challenged member to determine whether he can serve with fairness and objectivity in the matter, and if any such challenged member should voluntarily disqualify himself, the Dean of Students shall appoint a substitute member of the tribunal who is qualified hereunder. If the accused student is not satisfied with the written findings, recommendations, and suggestions of the majority of the hearing tribunal, he is entitled to appeal to the Board of Regents through the Dean of Students, the institutional head, and the Chancellor. Such appeal shall be made on the basis of the record made at the hearing, but the student will be permitted to present such reasons as he may wish to urge against the action of the hearing tribunal. The official or Board hearing the appeal may require that the student's reasons for the appeal be presented in writing instead of orally. The official or Board hearing the appeal may approve, reject, or amend the findings, recommendations, and suggestions, if any, of the hearing tribunal, or may recommit the report to the hearing tribunal for hearing additional evidence and reconsidering its findings, recommendations, and suggestions, if any. Reasons for approval, rejection, or amendment of such findings, recommendations, or suggestions will be stated in writing and communicated to the accused student. "

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The Regents' Rules were suspended, and the Rules and Regulations of the Board of Regents of The University of Texas System for the Government of the University System, Part One, as amended herein was adopted, ratified and confirmed to be effective immediately.

MAY 6 1967

BOARD OF REGENTS: RULES AND REGULATIONS OF THE BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM FOR THE GOVERNMENT OF THE UNIVERSITY SYSTEM, PART ONE.-- The necessary rules were suspended (Rules and Regulations, Part One, Chapter IX, Section 4.1), and final approval was given to deleting Part One of the Rules and Regulations of the Board of Regents for the Government of The University of Texas and substituting in lieu thereof the proposed Rules and Regulations of the Board of Regents of The University of Texas System for the Government of the University System as amended and as set forth herein (Pages 76 - 144). The Secretary and the Chairman were instructed to make the necessary changes (1) to eliminate duplications and conflicts, (2) to conform the regulations to State Law, especially to new statutes adopted at the current session of the Legislature, and (3) to conform the regulations to existing practices and procedures. It was understood that after studying this volume, the Regents and the Administrative officials would present such suggestions and amendments as they might desire at the June meeting.