

**THE UNIVERSITY OF WYOMING
MINUTES OF THE TRUSTEES**

December 15, 1978

**For the confidential information
of the Board of Trustee**

THE UNIVERSITY OF WYOMING
 Minutes of
 THE TRUSTEES
 December 15, 1978

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THE UNIVERSITY OF WYOMING
Minutes of
THE TRUSTEES
December 15, 1978

A regular meeting of the Trustees of The University of Wyoming was called to order by President Hines at 11:35 a.m. on December 15, 1978, in the Board Room of Old Main.

ROLL CALL

The following Trustees answered roll call: Brodrick, Bunning, Chapin, Gillaspie, Hines, McCue, Nolan, Quealy, Smith, Thorpe, and ex officio members McFadden and Luthi. Trustee members Fordyce, Wilson, and ex officio members Governor Herschler and Schrader were absent. E. B. Jakubauskas, Vice President for Academic Affairs; Reid C. Miller, Chairperson for the Faculty Senate; and James E. Wasserburger, Chairperson for the Staff Council, were also present.

ANNOUNCEMENTS

Acting President McFadden announced that Dr. Willis Greer, a candidate for the deanship of the College of Arts and Sciences, was on campus. Dr. Greer will be having lunch at Ross Hall and, if they wish, the Trustees can meet him at that time.

APPROVAL OF MINUTES

President Hines asked for corrections or additions to the minutes of the meeting of November 16, 1978. Mr. Chapin moved that on page 8 under "Computer Vendor Selection" that the minutes be corrected to reflect the inclusion to the permanent minutes of Exhibit A, "The Computer Quotation Evaluation Report," and that the minutes as corrected be approved. The motion was seconded by Mr. Bunning, and it carried.

Dr. McFadden then asked that matters contained in the President's Report be considered and, on the basis of discussions that took place during the executive session, the following actions were taken.

APPOINTMENTS

It was moved by Mr. Bunning, seconded by Dr. Thorpe, and carried that in accordance with the recommendations of Dr. McFadden, the following appointments be approved effective on the dates indicated and under the conditions cited.

1. Frank E. Busby as Professor of Range Management and Head of the Division for the period June 1, 1979 through June 30, 1980.
2. Rollin Howard Abernethy as Assistant Professor of Forage Crops for the 1978-79 fiscal year, effective December 4, 1978.
3. David F. Ernst as Assistant Professor of Crop Science for the 1978-79 fiscal year, effective January 1, 1979. This is a new position authorized by the 1978 Legislature.
4. Gerald Joseph Michels, Jr. as Supply Instructor in Entomology for the period December 1, 1978 through May 31, 1979.
5. Ronald William Canterna as Assistant Professor of Physics for the 1979 Spring semester, effective January 10, 1979.
6. Gary W. Shanafelt as Supply Assistant Professor of History for the 1979 Spring semester.
7. Bonnie S. Simmons as Supply Instructor in Art in the University School for the 1978-79 academic year, effective November 1, 1978.
8. Peter Dransfield as Visiting Professor of Mechanical Engineering for the 1979 Spring semester, effective January 10, 1979. This position will be paid for from Mechanical Engineering release time.
9. George F. Kuhn as Supply Associate Professor of Electrical Engineering for the 1979 Spring semester, effective January 10, 1979.

10. Todd Andrew Cerni as Temporary Assistant Professor of Atmospheric Science for the 1978-79 fiscal year, effective January 1, 1979. This is currently a staff position funded entirely by grants and it is now being given faculty rank.

11. Elaine Gravely as Assistant Professor of Nursing for the 1979 Spring semester, effective January 10, 1979.

12. Joanne M. Bessler as Assistant Professor in the University Library for the 1978-79 fiscal year, effective October 18, 1978. This is a new position authorized by the 1978 Legislature.

13. Martha J. Hanscom as Assistant Professor in the University Library for the 1978-79 fiscal year, effective November 1, 1978. This is a new position authorized by the 1978 Legislature.

14. Richard A. Cottrill as Director of Personnel Administration for the 1978-79 fiscal year, effective January 17, 1979.

15. I. Bruce Maxon as Supply Instructor in Recreation and Park Administration for the 1979 Spring semester, effective January 10, 1979.

16. Kent L. Foutz as Visiting Assistant Professor in the AFIT Minuteman Graduate Program for the 1978-79 fiscal year, effective January 1, 1979.

17. Ronald L. Miller as Temporary Instructor in Mineral Engineering for the 1978-79 fiscal year, effective January 1, 1979. This position will be funded two-thirds by a Federal Department of Energy grant and one-third by release time funds.

HONORIFIC APPOINTMENTS

It was moved by Mr. Gillaspie, seconded by Mr. McCue, and carried to approve the following honorific appointments as recommended by Dr. McFadden, to be effective

as indicated. These appointments carry no tenure rights and no salaries are provided.

1. James Arnold Gore as Lecturer in Entomology for the period January 1, 1979 through December 31, 1981.

2. Peter H. Hassrick as Adjunct Professor of History for the period January 1, 1979 through December 31, 1982. Mr. Hassrick is the Director of the Buffalo Bill Historical Center at Cody, Wyoming, and this appointment will further assist in the communication between the Center and the University.

PART-TIME APPOINTMENTS

As a matter of information only, the part-time faculty appointments were included

in the President's Report.

REAPPOINTMENTS

It was moved by Mr. Quealy, seconded by Mr. Gillaspie, and carried that the

following reappointments be approved as recommended for the periods indicated, subject to available funds.

<u>Name</u>	<u>Department</u>	<u>Academic Rank</u>
<u>COLLEGE OF ARTS AND SCIENCES</u>		
*Netzel, Daniel A. (12/21/78-6/30/79)	Chemistry	Lecturer
<u>COLLEGE OF COMMERCE AND INDUSTRY</u>		
Smerjac, Marie A.	Accounting	Supply Instr
<u>COLLEGE OF ENGINEERING</u>		
Cundy, Vic A.	Mechanical	Temp Instr
Orr, Kenneth K.	Mechanical	Temp Asst Prof
<u>COLLEGE OF HEALTH SCIENCES</u>		
Darragh, Rita M. (1/1-12/31/79)	Nursing	Temp Assoc Prof
Watterson, Marsha	Speech Path & Audiology	Supply Instr

*Honorific appointment. Does not obligate the University to salary. Non-tenure leading position.

<u>Name</u>	<u>Department</u>	<u>Academic Rank</u>
<u>COLLEGE OF HUMAN MEDICINE</u>		
*Aldrich, Herrick J. (9/1/78-8/30/81)	Medical Educ	Adjunct Prof

*Honorific appointment. Does not obligate the University to salary. Non-leading tenure position.

AUTHORIZATION FOR INTERIM APPOINTMENTS It was moved by Dr. Thorpe, seconded by Mr. Quealy, and carried that Acting President McFadden be authorized to appoint personnel to vacancies which should be filled by the beginning of the 1979 Spring semester, with such appointments to be subject to confirmation by the Trustees at their January meeting.

President Hines declared the meeting recessed until 1:00 p.m. At 1:07 p.m. the meeting reconvened with the same individuals present.

PROMOTIONS A motion was made by Mr. Chapin to approve promotions in academic rank as recommended by Dr. McFadden. The motion was seconded by Mr. Bunning, and it carried. Promotions were approved for the following individuals, to be effective July 1, 1979.

<u>Name</u>	<u>Title</u>	<u>Promoted to</u>
<u>COLLEGE OF AGRICULTURE</u>		
Adams, Richard M.	Asst Prof of Agric Economics	Assoc Prof
Anderson, Mary Ann	Instr in Home Economics	Asst Prof
Gale, Alvin F.	Assoc Prof of Plant Science & Pesticides Specialist	Professor
Haley, Boyd E.	Asst Prof of Biochem	Assoc Prof
Hill, Oliver	Instr in Agric Exten	Asst Prof

<u>Name</u>	<u>Title</u>	<u>Promoted to</u>
<u>COLLEGE OF ARTS AND SCIENCES</u>		
Bagby, Lewis	Asst Prof of Russian	Assoc Prof
Bahs, Clarence W.	Assoc Prof of Theatre	Professor
Callaway, B. Wayne	Asst Prof of Communication	Assoc Prof
Carman, Roderick S.	Assoc Prof of Psychology	Professor
Donaghy, William	Assoc Prof of Communication	Professor
Glascoock, Anthony P.	Asst Prof of Anthropology	Assoc Prof
Hanson, Klaus D.	Asst Prof of German	Assoc Prof
Herbst, Gerhard R.	Asst Prof of Modern & Classical Lang	Assoc Prof
Knight, Dennis H.	Assoc Prof of Botany	Professor
Kunselman, Arthur R.	Assoc Prof of Physics	Professor
Lillegraven, Jason A.	Assoc Prof of Geology	Professor
Massey, Garth M.	Asst Prof of Sociology	Assoc Prof
Mayer, Sigrid	Asst Prof of German	Assoc Prof
*McClurg, James E.	Assoc Prof of Geology & Science Educ	Professor
Ravage, John W.	Asst Prof of Telecommunication	Assoc Prof
Roth, Ben G.	Assoc Prof of Mathematics	Professor
Seay, Donald W.	Asst Prof of Theatre	Assoc Prof
Shader, Leslie E.	Assoc Prof of Mathematics	Professor
Shub, Charles M.	Asst Prof of Computer Science	Assoc Prof
Welke, James W.	Assoc Prof of Telecommunication	Professor

*Joint appointment with College of Education

<u>Name</u>	<u>Title</u>	<u>Promoted to</u>
<u>COLLEGE OF COMMERCE AND INDUSTRY</u>		
Cerullo, Michael J.	Assoc Prof of Accounting	Professor
Cochran, Robert S.	Assoc Prof of Statistics	Professor
Hawes, Douglass K.	Asst Prof of Business Admin	Assoc Prof
Jacobs, Lester W.	Temp Asst Prof of AFIT Minuteman Prog	Temp Assoc Prof
Lee, LeRoy L.	Assoc Prof of Accounting	Professor
Sandler, Todd M.	Assoc Prof of Economics	Professor
Von Riesen, Dale R.	Temp Assoc Prof of AFIT Minuteman Prog	Temp Professor

COLLEGE OF EDUCATION

Allen, C. Kent	Asst Prof of Career Educ	Assoc Prof
Collins, James R.	Assoc Prof of Educ Foundations	Professor
Dunham, Paul L.	Assoc Prof of Physical Educ	Professor
Durkee, James R.	Assoc Prof of Vocational Educ	Professor
Fisher, Charles E.	Instr in Physical Educ	Asst Prof
**Fowler, Barbara T.	Instr in Educ Media	Asst Prof
Little, J. Wesley	Assoc Prof of Elem & Early Childhood Educ	Professor
Lundy, Lyndall L.	Assoc Prof of Vocational Educ	Professor
Noble, Robert F.	Assoc Prof of Educ Foundations	Professor
+Olson, Melfried	Asst Prof of Mathematics & Math Educ	Assoc Prof

**Promotion contingent upon receipt of doctoral degree on or before July 1, 1979
+ Joint appointment with the College of Arts and Sciences

<u>Name</u>	<u>Title</u>	<u>Promoted to</u>
<u>COLLEGE OF EDUCATION, Continued</u>		
Paradis, Edward E.	Assoc Prof of Elem Education	Professor
Render, Gary F.	Asst Prof of Educ Psychology	Assoc Prof
<u>COLLEGE OF ENGINEERING</u>		
Chang, Bin	Assoc Prof of Civil Engineering	Professor
Chong, Ken P.	Assoc Prof of Civil Engineering	Professor
Marwitz, John D.	Assoc Prof of Atmospheric Science	Professor
Pell, Kynric M.	Assoc Prof of Mechanical Engr	Professor
Rhodine, Charles N.	Assoc Prof of Electrical Engr	Professor
Weeks, Richard W.	Assoc Prof of Electrical Engr	Professor
Wilson, Eugene M.	Assoc Prof of Civil Engineering	Professor
<u>COLLEGE OF LAW</u>		
Gould, George A.	Asst Prof of Law	Assoc Prof
<u>COLLEGE OF HEALTH SCIENCES</u>		
Cardon, Yoshiko	Instr in Paramedical Sciences	Asst Prof
Kohler, R. Ramon	Assoc Prof of Speech Pathology & Audiology	Professor
Koperski, Ben J.	Instr in Speech Path & Audiology	Asst Prof
Scalley, Robert D.	Asst Prof of Clinical Pharmacy	Assoc Prof

<u>Name</u>	<u>Title</u>	<u>Promoted to</u>
<u>UNIVERSITY SERVICES</u>		
*Connor, Donna A.	Instr in Adult Educ	Asst Prof
*Hull, Leland D.	Asst Prof of Adult Educ	Assoc Prof
*Lansing, Thomas H.	Instr in Adult Educ	Asst Prof
*Larson, Paul H.	Asst Prof of Adult Educ	Assoc Prof
Leskinen, Heikki I.	Asst Prof of Adult Educ	Assoc Prof
McGinley, Patsy H.	Asst Prof of Counseling Services	Assoc Prof
Pietens, Bradley G.	Asst Prof in Adult Educ	Assoc Prof

* Joint appointment with the College of Education

CONTINUATION ON
PROBATIONARY APPOINTMENTS

It was moved by Mr. Quealy, seconded by
Mr. Smith, and carried to approve

reappointment of faculty members in their second year of service at The University of Wyoming as recommended, subject to available resources of the University. Reappointments for 1979-80 were approved for the following individuals.

<u>Name</u>	<u>Department</u>	<u>Academic Rank</u>
<u>COLLEGE OF AGRICULTURE</u>		
Clark, Kathleen B.	Home Econ	Instructor
Cook, James A.	Plant Sci/Agric Exten	Assoc Prof
Fernandez, John A.	Plant Sci	Asst Prof
Fiedler, Diane M.	Home Econ/Agric Exten	Instructor
Held, Larry J.	Agric Econ	Asst Prof
Smiley, William E.	Agric Exten	Instructor
Tuma, Harold J.	Animal Sci	Professor
Whitmire, W. Dee	Agric Exten	Assoc Prof
Williams, Stephen E.	Plant Sci	Asst Prof

<u>Name</u>	<u>Department</u>	<u>Academic Rank</u>
<u>COLLEGE OF ARTS AND SCIENCES</u>		
Alstrum, James J.	Mod & Class Languages	Asst Prof
Grasdalen, Gary L.	Physics & Astronomy	Asst Prof
Hampe, Gary D.	Sociology	Assoc Prof
Hartgen, Stephen A.	Journ & Telecomm	Asst Prof
Hartman, Ronald L.	Botany	Asst Prof
Kemler, Katherine	Music	Asst Prof
*McCormack, Alan J.	Zoology & Phys/Curr & Instruction	Assoc Prof
Mitra, Gautam	Geology	Asst Prof
Niederer, Carl L.	Art	Professor
Patraka, Vivian M.	English	Asst Prof
Salstad, Mary L.	Mod & Class Languages	Asst Prof
Schaefer, Jean O.	Art	Asst Prof
Werner, Richard F.	Music	Asst Prof
<u>COLLEGE OF COMMERCE AND INDUSTRY</u>		
Mansour, Fathi A.	Accounting	Asst Prof
Peters, Richard M.	Accounting	Asst Prof
Scott, Cuthbert L.	Business Admin/Casper	Asst Prof
Whistler, Mary J.	Business Admin	Asst Prof
Wichmann, Henry	Accounting	Asst Prof
<u>COLLEGE OF EDUCATION</u>		
Bishop, Ellis N.	University School	Instructor
Goldman, Stephen J.	University School	Asst Prof
Hauge, Jerry L.	Curr & Instr	Asst Prof
Hobbs, Max E.	Educ Admin	Assoc Prof

*Joint appointment with the College of Education

<u>Name</u>	<u>Department</u>	<u>Academic Rank</u>
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COLLEGE OF EDUCATION, Continued

Hodgkinson, William K.	Vocational Educ	Asst Prof
Robinson, Joseph C.	Vocational Educ	Asst Prof
Schroeder, Lyle R.	Vocational Educ	Asst Prof
Wallace, Barbara	Adult Educ & Instr Svc	Instructor

COLLEGE OF ENGINEERING

Baker, William A.	Civil & Arch	Asst Prof
Cooper, William A.	Atmos Sci	Assoc Prof
Phillips, T. Terrence	Mineral	Asst Prof
Seaman, Nelson L.	Atmos Sci	Asst Prof

COLLEGE OF LAW

Cardine, G. Joseph		Professor
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COLLEGE OF HEALTH SCIENCES

Karns, Phyllis J.	Nursing	Instructor
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UNIVERSITY SERVICES

Hart, Russ A.	Adult Educ & Comm Serv	Instructor
McLean, Michael J.	Adult Educ & Comm Serv	Instructor
Polakof, Susan	Library	Instructor
Underwood, Barbara E.	Library	Asst Prof

SABBATICAL LEAVES Mr. Gillaspie moved approval of sabbatical
leaves as recommended by Dr. McFadden

for the periods and purposes indicated subject to the availability of funds to support these leaves during 1979-80. The motion was seconded by Dr. Thorpe, and it carried. Sabbatical leaves were approved for the following individuals as follows:

1. James I. Drever, Professor of Geology in the College of Arts and Sciences, for the 1979-80 academic year, to research at the Swiss Federal Institute for Water Resources and Water Pollution Control in Zurich.
2. E. Lee Belden, Associate Professor of Microbiology in the College of Agriculture, for the period January 1 through June 30, 1980, to conduct research at Harvard Medical School, Division of Tumor Immunology, Sidney Farber Cancer Institute.
3. Edmund A. Quincy, Professor of Electrical Engineering in the College of Engineering, for the 1979 Fall semester, to pursue additional coursework at the University of Vermont at Burlington.
4. Arnold L. Willems, Associate Professor of Curriculum and Instruction in the College of Education, for the 1979 Fall semester, to co-author a Wyoming history textbook for 4th grade students.
5. Ronald E. Beiswenger, Associate Professor of Geography in the College of Arts and Sciences and Curriculum and Instruction in the College of Education for the 1979-80 academic year, to associate with Oregon State University to extend biogeographic studies.
6. Robert M. Kitchin, Associate Professor of Zoology and Physiology in the College of Arts and Sciences, for the 1979-80 academic year, to conduct research in cancer genetics at Sidney Farber Cancer Institute, Harvard Medical School.
7. Robert F. Bowerman, Associate Professor of Zoology and Physiology in the College of Arts and Sciences, for the 1979 Fall semester, to develop new experimental techniques on neural control of locomotion in the scorpion.
8. John E. Nydahl, Associate Professor of Mechanical Engineering in the College of Engineering, for the 1980 Spring semester, to work on fundamental heat transfer at the University of Florida.

9. Kynric M. Pell, Associate Professor of Mechanical Engineering in the College of Engineering, for the 1979 Fall semester, to synthesize and codify research results on inclement weather engineering.

10. Thomas R. Preston, Professor of English in the College of Arts and Sciences, for the 1980 Spring semester, to write a book on the Biblical Context of Eighteenth-Century Fiction.

11. Anthony V. Guzzo, Associate Professor of Chemistry in the College of Arts and Sciences, for the 1979 Fall semester, to research at the Institute for Physikalische Chemie in Munich, Germany.

12. James S. St. Clair, Professor of Agricultural Economics in the College of Agriculture, for the period January 1 through June 30, 1980, to refresh work in advanced marketing and quantitative methods at Claremont Graduate School in California and to outline proposed textbook.

13. John K. Gruenfelder, Professor of History in the College of Arts and Sciences, for the 1979-80 academic year, to research in England on borough corporations turning against the Crown in 1642.

14. Edgar J. Lewis, Professor of Music in the College of Arts and Sciences, for the 1980 Spring semester, to observe graduate programs in music at other universities and conduct research and write.

15. Clarence L. Villemez, Professor of Biochemistry in the College of Agriculture, for the period September 1, 1979 through August 31, 1980, to become familiar with new area of biochemical research and work full-time at laboratory research.

16. George L. Morgan, Professor of Chemistry in the College of Arts and Sciences, for the 1979-80 academic year, to exchange program in catalysis research with Soviet Academy of Science.

17. Catherine E. Mealey, Professor of Law in the College of Law, for the period July 1 through December 31, 1979, to study collection and operation procedures at the Yale and Harvard law libraries.

18. Lee H. Schick, Professor of Physics in the College of Arts and Sciences, for the 1979-80 academic year, to research and teach graduate courses at Jundi Shapur University at Ahwaz, Iran.

19. Terry L. Jenkins, Professor of Mathematics in the College of Arts and Sciences, for the 1979-80 academic year, to research in Ring Theory in various institutions here and abroad.

CHANGE IN LEAVE OF ABSENCE---
Frank Henderson

Frank Henderson, University Extension
Agent for Converse County, was granted

a leave of absence without pay for the period February 22, 1978 through February 22, 1979, to work towards a Master's degree. Mr. Henderson has requested that he be allowed to return to his position on January 1, 1979.

Mr. Brodrick moved that Frank Henderson be authorized to return to his position as University Extension Agent for Converse County, effective January 1, 1979; and that upon completion of the degree requirements on or before July 1, 1979, his annual (11-month) salary rate be increased \$1,200, effective July 1, 1979. The motion was seconded by Mr. McCue, and it carried.

LEAVE WITHOUT PAY---
Michael A. Schneider

Mr. Gillaspie moved that Michael A. Schneider,
University Extension Agent, be granted a

leave of absence without pay for the period February 15, 1979 to February 15, 1980, to work on his Master's degree. The motion was seconded by Dr. Thorpe, and it carried.

RETIREMENTS

Mr. Gillaspie moved that the following employees be granted retirement on the dates and under the conditions cited. The motion was seconded by Mr. Quealy, and it carried.

<u>Name</u>	<u>Position</u>	<u>Effective Date of Retirement</u>
*Coates, Geoffrey E.	Professor of Chemistry	Effective at the termination of his accrued sick leave following 6/30/79 with designation as <u>Emeritus</u>
*Jensen, Glenn	Professor of Adult Education and Head of the Department of Adult Education and Instructional Service	8/3/79 with designation as <u>Emeritus</u>
**Cameron, Mildred	Chief Clerk Division of Agricultural Substations	12/31/78

*Retirement granted as an exception to the Regulations of the Trustees
 **Retirement granted in accordance with the Regulations of the Trustees

RESIGNATIONS

It was moved by Mr. Bunning, seconded by Mr. Gillaspie, and carried that the following resignations be accepted, to be effective on the dates indicated.

1. Caroll Ann Cook, University Extension Agent, Hot Springs County, effective December 29, 1978.
2. Renee L. Lathrop, University Extension Agent, Sublette County, effective November 30, 1978.
3. Dale D. Micheli, University Extension Agent, Laramie County, effective November 30, 1978.
4. Alan Jubenville, Assistant Professor of Recreation and Park Administration, effective December 20, 1978.
5. David D. Roberts, Lecturer in English, effective December 20, 1978.

6. James W. Biddle, Temporary Instructor in Educational Foundations, effective November 1, 1978.

7. Paula Reedy, Instructor in the University School, effective December 20, 1978.

8. Jack C. Turner, Assistant Professor of Zoology, effective January 1, 1980.

9. Donald D. Zielke, Director of Student Financial Aids and Scholarships, effective November 17, 1978.

10. Clifford R. Osborne, Director of Housing, effective January 5, 1979.

CHANGE IN DESIGNATION---
In the College of Engineering

Mr. McCue moved that Chester R. McKee,
presently Lecturer in Mineral Engineering

(half-time), be redesignated as Assistant Professor of Mineral Engineering (half-time), effective January 10, 1979. There will be no change to his 1978-79 annual (9-month) salary rate. Dr. Thorpe seconded the motion, and it carried.

CHANGES IN ASSIGNMENT

It was moved by Mr. Brodrick, seconded
by Mr. Nolan, and carried that the

following changes in assignment be approved.

1. Gary M. Small, presently University Extension Agent, Converse County, be reassigned as University Extension Agent, Laramie County, effective January 1, 1979. There will be no change to his annual (11-month) salary rate.

2. Sue H. Eggers, presently Lecturer in English, be reassigned as Lecturer in English in the College of Arts and Sciences and Lecturer in Curriculum and Instruction in the College of Education, effective November 19, 1978. There will be no change to her 1978-79 academic (9-month) salary rate.

3. David P. Egolf, presently Supply Assistant Professor of Electrical Engineering, be reassigned as Temporary Assistant Professor of Mechanical Engineering for the 1979 Spring semester, effective January 10, 1979. There will be no change to his 1978-79 academic (9-month) salary rate.

4. Donna R. Berg, presently Assistant Professor in the University Library at an annual (11-month) salary rate, be reassigned one-half time to the Federally funded Wyoming Energy Extension Service as Assistant Coordinator, effective July 1, 1978, with an increase in her annual (11-month) salary rate.

5. Emmett D. Chisum, presently Professor in the University Library, be reassigned as Professor in the University Library and Research Historian in the Division of Rare Books and Special Collections, effective December 1, 1978. There will be no change to his 1978-79 annual (11-month) salary rate.

6. Jean S. Johnson, presently Assistant Professor in the University Library and Coordinator of Public Services, be reassigned as Assistant Professor in the University Library and Associate Library Director, effective December 1, 1978, with an increase in her annual (11-month) salary rate.

SALARY ADJUSTMENT---
HEAD FOOTBALL COACH

Mr. Smith moved, Mr. Quealy seconded, and it carried that approval be granted for the continuation of the present contract for William J. Lewis, Head Football Coach, with a salary adjustment as recommended by the Director of Intercollegiate Athletics.

REAPPOINTMENT OF ASSISTANT
FOOTBALL COACHING STAFF

In compliance with a policy established by the Trustees on January 15, 1971, all appointments and reappointments to the assistant football coaching staff are to be for annual periods terminating on January 31 of each year, with notices of termination, reappointments, and salary adjustments to be given on or before January 1, and that the rank of Instructor in Intercollegiate

Athletics be continued for reappointments and granted for new appointments but without right to notice of reappointment or termination in the manner provided for faculty. Director George McCarty has submitted recommendations for the fiscal year 1978-79, effective February 1, 1979, consistent with Trustee policy for salary increases for 1978-79. Mr. Smith moved that approval be granted for the reappointment of the following individuals as indicated with salary increases for the 1978-79 fiscal year, effective February 1, 1979, as recommended by Mr. McCarty. Mr. Nolan seconded the motion, and it carried.

1. Sterling R. Brown as Assistant Football Coach and Instructor in Intercollegiate Athletics.

2. Frank C. Falks as Assistant Football Coach and Instructor in Intercollegiate Athletics.

3. Robert E. Gatling as Assistant Football Coach and Instructor in Intercollegiate Athletics.

4. James L. House as Assistant Football Coach and Instructor in Intercollegiate Athletics.

5. Lee Oval Jaynes as Assistant Football Coach and Instructor in Intercollegiate Athletics.

6. David E. Knaus as Assistant Football Coach and Instructor in Intercollegiate Athletics.

7. John A. Luginbill as Assistant Football Coach and Instructor in Intercollegiate Athletics.

8. Donald A. Murry as Assistant Football Coach and Instructor in Intercollegiate Athletics.

WAIVER OF NEPOTISM RULE---
Victoria J. Emmert

Mr. Quealy moved that Victoria J. Emmert,
wife of Philip Emmert who is currently
the Acting Department Head of Communication, be appointed as part-time

Instructor in Communication for the 1979 Spring semester. This appointment would be an exception to Chapter VII, Section 2, of the Regulations of the Trustees which states that relatives may not be employed in positions which place one in an immediate supervisory relationship to the other. The request for an exception is due to the fact of a late resignation and there is not time to advertise and recruit a person by the beginning of Spring semester. The motion was seconded by Mr. Bunning, and it carried.

EMPLOYMENT OF
GRADUATE ASSISTANTS

Mr. McCue moved that authorization be granted for the appointment of graduate assistants at a stipend of \$4,122 and full remission of fees up to the number available for inclusion in the 1979-80 operating budget. Mr. Bunning seconded the motion, and it carried. This authorization is requested prior to the approval of the final operating budget since the time for appointment of graduate assistants throughout the country is approximately April 15 each year at the latest.

MUSEUM ACCREDITATION
RESOLUTION

Interim approval has been granted to a University of Wyoming Art Museum application for accreditation by the American Association of Museums. Final approval is being withheld pending receipt of a formal resolution from The University of Wyoming Trustees affirming the Museum's permanence within the University organization. Mr. Chapin moved approval of the following Resolution.

WHEREAS, The University of Wyoming Art Museum was established in 1968 and has been in its present location in the Center of the Fine Arts since 1972 and is an integral component of the Department of Art in the College of Arts and Sciences;

WHEREAS, The University of Wyoming Art Museum serves for the benefit of the citizens of the State and the University's faculty, students, and the many visitors to the Laramie campus;

NOW, THEREFORE, BE IT RESOLVED, that The University of Wyoming Board of Trustees give official recognition to the Art Museum as a part of The University of Wyoming's educational and cultural programs.

The motion was seconded by Mr. Nolan, and it carried.

APPROVAL OF DEGREES

It was moved by Mr. Quealy, seconded by Mr. McCue, and carried that the award of degrees be approved to those individuals recommended by the faculty and deans, with a record of such degree awards to be maintained in the Office of the Registrar after authentication by the Acting President of the University.

HONORARY DEGREES

Dr. McFadden announced that recommendations for honorary degrees should be submitted in writing to the President's Office no later than January 31, 1979. Supporting data should accompany the recommendations. As set forth in the Regulations of the Trustees, criteria governing award of honorary degrees are: (1) notable contribution to the health, education, or general welfare of the people of the State; (2) outstanding accomplishment on either a state or national level by alumni of the University; and (3) accomplishment so outstanding as to have won recognition on a national or international level.

FACULTY SENATE AND STAFF
COUNCIL RESOLUTIONS FOR
IMPROVED FRINGE BENEFITS

The Faculty Senate and the Staff Council have adopted resolutions that urge the Trustees to reaffirm their support of substantial improvements in fringe benefits at the University and specifically request support of the State Group Insurance Board's request to the next session of the Legislature for an additional \$20.00 per month contribution to the premiums of the present group health and life insurance plans. These resolutions are included as Enclosure 1.

Currently, a maximum contribution of \$30.00 per month is permitted for health and life insurance premiums. The monthly cost for the employee and family for the group health insurance is \$67.66. The group life insurance costs vary depending upon the employee's age.

Mr. Gillaspie moved that the Trustees fully endorse the provisions of the resolutions as attached as Enclosure 1. The motion was seconded by Mr. Bunning, and it carried.

Mr. Elliott G. Hays, Vice President for Finance, joined the meeting.

PROPOSED AMENDMENT TO CHAPTER VII,
SECTION 7 OF THE REGULATIONS OF
TRUSTEES OF THE UNIVERSITY
OF WYOMING

Dr. McFadden said that the following amendment was formulated by the University Retirement and Insurance

Committee and it has been endorsed by the Faculty Senate and the Staff Council. Mr. Hays explained that the amendment (1) eliminates conflicts in the present regulation with the statutes governing the Wyoming Retirement System; (2) eliminates conflicts with federal laws pertaining to mandatory retirement age; and (3) stipulates the conditions under which faculty and staff shall be recognized by the University as retired and eligible for certain University privileges.

The present Trustee regulation provides for retirement at any age after thirty years of service or at age 65 with the option of continuing an employee on a year by year basis until age 70. The proposed regulation states no mandatory age for retirement which means that the provisions of State and Federal laws automatically govern. Federal law provides for mandatory retirement at age 70 and legislation will be introduced in 1979 to amend the provisions of the Wyoming Retirement System to change the mandatory retirement age from 65 to 70, in conformity with the Federal law.

The following regulation is being recommended for adoption, effective immediately.

Section 7. RETIREMENT

Employees of the University are automatically included by state law in the Wyoming Retirement System and participation in the federal Social Security program. The Higher Education Retirement Act of 1969 permits certain options by employees to utilize a portion of employer and employee contributions to the state retirement system for a separate plan approved by the Trustees meeting statutory requirements, which is available pursuant to agreement with the Teachers Insurance Annuity Association. Individual contributions, benefits, and options shall be administered in accordance therewith and any other controlling state or federal laws.

Employees officially retired from the University may be recalled annually by the Trustees. Request for recall shall be made by the appropriate University officers with consent of the retiree and shall not exceed a half-time basis. Accrued limited service rights will not be affected by recall.

Employees who have completed twenty-five years of service with the University or who have attained the age of sixty years with fifteen years of immediately preceding University service shall at the time of termination of service be designated retired with regard to staff, and emeritus with regard to faculty in recognition of such service. A roll of retired personnel shall be maintained and such personnel shall thereafter be afforded such University privileges as have been customary and as may appear appropriate from time to time in the future.

Considerable discussion indicated that perhaps the amendment was not really clear and that it didn't provide or clearly define retirement provisions for the University employees. Mr. McCue moved that the amendment be tabled and that it be returned to the Committee for further clarification.

Mr. Brodrick seconded the motion, and it carried.

AUTHORIZATION FOR STOCK
TRANSFERS

Mr. Hays said that brokerage firms are requesting certification of resolutions carrying a date within six months of the transaction. Mr. Chapin moved, Mr. Quealy seconded, and it carried to adopt the following Resolution.

RESOLVED that the Treasurer of the Board of Trustees and the President of The University of Wyoming, representing the Trustees of The University of Wyoming, a body corporate, are hereby authorized to sell, assign and transfer stocks, bonds, evidences of interest, evidences of indebtedness and/or of other obligation, and all other securities, corporate or otherwise, now or hereafter held by this corporation in its own right or in any fiduciary capacity, and to execute any and all instruments necessary, proper or desirable for the purpose; further that any past action in accordance herewith is hereby ratified and confirmed; and further, that any officer of this corporation is hereby authorized to certify this Resolution to whom it may concern.

AUDIT REPORT

Mr. Hays noted that no problems or discrepancies were noted in the Audit Report prepared by Wittler, Smith and Associates, as required by the January 15, 1974, June 1, 1975-A, and December 1, 1975-B bond resolutions for the fiscal period ending June 30, 1978. This Report was distributed to the Trustees. Mr. McCue moved acceptance of the Audit Report. The motion was seconded by Mr. Bunning, and it carried.

PHYSICAL PLANT AND
EQUIPMENT COMMITTEE

Mr. Gillaspie reported on the Physical Plant and Equipment Committee meeting which was held December 14, 1978. A copy of the minutes is attached as Enclosure 2.

1. Space Needs - State Chemist. The State Chemist and the State Board of Agriculture have requested additional space for the State Chemist laboratories. Dr. McFadden and Mr. Hays have met with the State Chemist to discuss this request. Available in the Biochemistry Building is 600 sq. ft. of laboratory space and the State Chemist feels that this space would be satisfactory for his needs on a temporary basis. Mr. Gillaspie moved that the State Chemist be granted the 600 sq. ft. of laboratory space which is available in the Biochemistry Building. The motion was seconded by Mr. Brodrick, and it carried.

2. New Gymnasium Corbett Building. The gymnasium which was originally contemplated for the Corbett Building but deleted when redesigning the project for rebidding was discussed. Mr. Luthi expressed strong concern that the gymnasium was deleted from the Corbett Building. He noted that the gymnasium was definitely needed for recreational purposes for the students. It was the consensus that at this time the Trustees should not add projects to their capital improvements request.

3. Recommendations of the Capitol Building Commission. As a matter of information only, Mr. Gillaspie reported on the meeting with the subcommittee of the Capitol Building Commission and the recommendations the Capitol Building Commission will make to the Legislature on the University's capital requests which were presented in a written statement mailed previously to the Trustees. These include \$27.6 million in projects.

4. Athletic Arena-Auditorium Roof. The comparative costs for different roof systems for the proposed arena building were discussed. The differences between an air-supported fabric roof, a wood laminated beam roof, and a steel structure were discussed. There are problems with the fire code, energy consumption, and staging special events. Mr. Gillaspie moved that the Trustees request from the architects a proposal which shall include a wood laminated conventional roof as first preference, and secondly, an alternative proposal be made for an air-supported roof. The architects are to present the proposals to the Trustees in time for an emergency meeting with the ad hoc Legislative Committee on Athletic Facilities followed by a presentation to the Capitol Building Commission. The motion was seconded by Mr. Bunning.

Mr. Chapin questioned the request for a proposal for an air-supported roof since this roof seems to be unsatisfactory. The consensus was that the

air-supported roof was questionable for Laramie due to the wind and weather conditions. Further, an air-supported roof cannot be guaranteed. It was moved by Mr. Chapin, seconded, and carried to amend the original motion to eliminate the proposal for an alternative air-supported roof.

The original motion, as amended to read that the Trustees request from the architects a proposal for a wood laminated conventional roof, carried.

ACCREDITATION REPORT

As a matter of information only,

Dr. McFadden reported that the University has been advised that the Education and Training Board of the American Boards of Examiners in Speech Pathology and Audiology have accredited the University's Master's degree program in Speech Pathology and Audiology for a five-year period beginning December 1, 1978 and ending December 1, 1983.

SCIENCE CAMP ROOM AND BOARD FEES

Mr. Bunning moved that room and board charges for the Science Camp be increased

to \$325 for the five-week period, effective June 1, 1979. This is an increase of \$35 over the rate charged since 1977 and is comparable to the increase for the on-campus housing during the same period of time. The motion was seconded by Mr. Gillaspie, and it carried.

ATHLETIC COMMITTEE

Mr. Smith reported that the Athletic Committee had met with Director McCarty

and Coach Lewis regarding the prospects for next year's football season. It was strictly an informative meeting and the Committee was pleased with the reports given by Messrs. McCarty and Lewis.

REPORT FROM SEARCH AND SCREENING ADVISORY COMMITTEE

President Hines reported on the progress of the Search and Screening Advisory

Committee as follows:

Number of nominations and applications received	292
Number of vitas received	177
Number of applications forwarded by the subcommittee	45
Number of applications forwarded by full committee for further investigation	22
Number of nominations declined	42
Number of nominations without a reply	73

Mr. Brodrick reported that the two committees will be meeting the week of January 16. It is anticipated that the final report of the Search and Screening Advisory Committee will be presented to the Trustees at their January meeting.

AGREEMENT WITH
CITY OF LARAMIE

An agreement with the City of Laramie needs to be executed for continuation of the snowfall forecasting program. Mr. Quealy moved acceptance of the agreement for the continuation of this program and further moved that the President of the Trustees be authorized to sign the agreement. Mr. Brodrick seconded the motion, and it carried.

CONTRACTS, GRANTS,
GIFTS AND SCHOLARSHIPS

It was moved by Mr. Smith, seconded by Mr. Gillaspie, and carried to accept contracts, grants, gifts, and scholarships in the total amount of \$2,447,558.37 in the following individual amounts: (1) Contracts and Grants for the period October 1, 1978 through November 27, 1978, \$2,233,992.00; and (2) Gifts and Scholarships for the period October 2, 1978 through November 20, 1978, \$213,566.37.

Mr. J. R. Geraud, University Legal Counsel joined the meeting.

PROPOSALS FOR LEGISLATION

Four different proposals for legislation have been distributed to the Trustees for consideration. Mr. Geraud discussed the various proposals. After discussion, the following action was taken on the proposals.

Mr. McCue moved approval of a proposal for an amendment to W.S. (1977) Section 9-8-312 which would increase the minimum requirement for a payment and performance bond, and further, that officers of the University be instructed to arrange for its introduction into the 1979 Legislature. The motion was seconded by Mr. Brodrick, and it carried. This proposal is attached as Enclosure 3.

It was moved by Mr. Bunning, seconded by Mr. Smith, and carried to approve proposals for legislation to amend W.S. (1977) Section 27-4-402 of the prevailing wage act so as to enable public bodies to accomplish a greater amount of construction without complying with the act, and further, that University officers be instructed to arrange for the proposals' introduction into the 1979 Legislature. These proposals are attached as Enclosure 4.

Dr. Thorpe moved to approve the proposal for legislative action to amend W.S. (1977) Section 27-4-402 to expressly permit examinations to be required of Wyoming high school graduates for purposes of counseling and placement incident to admission to the University, and further, that University officers be instructed to arrange for the proposal's introduction into the 1979 Legislature. The motion was seconded by Mr. Nolan, and it carried. This proposal is attached as Enclosure 5.

Mr. Gillaspie moved approval of the proposals for legislation to enable development of a modern system for agricultural experiments and demonstrations and that on page 3 of the proposal under (c) the words "and maintenance" be deleted. Further it was moved that University officers be instructed to arrange for the proposals' introduction into the 1979 Legislature. The motion was seconded by Mr. Bunning, and it carried. This proposal is attached as Enclosure 6.

OTHER ITEMS OF BUSINESS

It was suggested that the Physical Plant and Equipment Committee/Athletic Committee set up a meeting with Mrs. Matilda Hansen and with the ad hoc Committee on Athletic Facilities to discuss the revised athletic facilities plan.

ADJOURNMENT AND DATE
OF NEXT MEETING

There being no other business to come
before the Trustees, Mr. Bunning moved
that the meeting be adjourned at 3:10 p.m. Mr. Gillaspie seconded the motion,
and it carried. The next meeting of the Trustees is scheduled for
January 18, 1979.

Respectfully submitted,

Karleen Anderson

Karleen Anderson
Deputy Secretary

A BILL FOR A RESOLUTION TO
ENDORSE AND TO URGE SUPPORT FOR IMPROVED FRINGE BENEFITS

1 WHEREAS fringe benefits at the University of Wyoming are substantially
2 less than those offered at other state universities;

3 WHEREAS the cost of current group health and life insurance has
4 increased considerably in recent years, without comparable increases in
5 the State's contribution;

6 WHEREAS the University's Board of Trustees endorsed at their meeting
7 of December 19, 1975, substantial improvements in fringe benefits,
8 including a change to a non-contributory retirement plan, significant
9 increases in retirement benefits for service prior to July 1, 1975,
10 a built-in cost-of-living adjustment in retirement benefits, and payment
11 by the State of the entire life and health insurance premiums for
12 employees and dependents; and

13 WHEREAS the State Group Insurance Board resolved at its meeting of
14 October 11, 1978, to request at the next session of the Legislature an
15 additional \$20 per month contribution to the premiums of the present
16 group health and life insurance plans;

17 THEREFORE, BE IT RESOLVED that the Faculty Senate, recognizing the
18 need for more significant improvements in fringe benefits, specifically
19 supports the proposed increase in employer contributions to health
20 and life insurance premiums;

21 that the Faculty Senate requests the Board of Trustees to reaffirm its
22 previous commitments to substantial improvements in fringe benefits;

23 that the Faculty Senate requests the Board of Trustees specifically to
24 support the \$20 increase in contributions to insurance premiums as a
25 partial fulfilment of its previous commitments; and

26 that the Faculty Senate urges the representatives of the University to
27 the next session of the Legislature to pursue improvements in fringe
28 benefits with the diligence appropriate to a major and long-standing
29 concern of the faculty and the University.

Authentication: The foregoing Resolution was duly adopted by the Faculty
Senate of The University of Wyoming under date of November 20, 1978, and
is hereby transmitted to the President of The University of Wyoming for
review in accordance with Regulations of the Trustees.

Edward Paradis
Edward Paradis
Secretary, Faculty Senate

STAFF COUNCIL
University of Wyoming
Resolution No. 35

Jim Wallbridge

Sponsored by: The Joint Faculty-Staff Committee on Retirement and Insurance

A resolution to endorse and to urge support for improved fringe benefits.

1 WHEREAS, fringe benefits at the University of Wyoming are substantially less
2 than those offered at other state universities; and

3 WHEREAS, the cost of current group health and life insurance has increased
4 considerably in recent years, without comparable increases in the State's
5 contribution; and

6 WHEREAS, the University's Board of Trustees endorsed at their meeting of
7 December 19, 1975, substantial improvements in fringe benefits, including
8 payment by the State of the entire life and health insurance premiums for
9 employees and dependents; and

10 WHEREAS, the State Group Insurance Board resolved at its meeting of October 11,
11 1978, to request at the next session of the legislature an additional \$20 per
12 month contribution to the premiums of the present group health and life
13 insurance plans; therefore

14 BE IT RESOLVED, that the Staff Council, recognizing the need for more signi-
15 ficant improvements in fringe benefits, specifically supports the proposed
16 increase in employer contributions to health and life insurance premiums;
17 that the Staff Council requests the Board of Trustees to reaffirm its pre-
18 vious commitments to substantial improvements in fringe benefits;

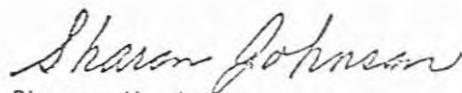
- 1 that the Staff Council requests the Board of Trustees specifically to support
- 2 the \$20 increase in contributions to insurance premiums;
- 3 that the Staff Council urges the representatives of the University at the
- 4 next session of the Legislature to pursue improvements in fringe benefits.

(END)

Authentication:

7 December 1978

The foregoing Resolution was duly adopted by the University Staff Council on December 6, 1978 and is hereby transmitted to the President of the University for consideration in accordance with the Bylaws of the University Staff Council.



Sharon K. Johnson
Secretary
University Staff Council

MINUTES OF THE
PHYSICAL PLANT AND EQUIPMENT COMMITTEE
December 14, 1978

The meeting convened at 1:00 P.M. with vice-chairman W. R. Gillaspie presiding.

ROLL CALL Those present, in addition to Mr. Gillaspie, were Messrs. Brodrick, Nolan, Smith, Hines, McCue, Luthi, Arnold, Geraud, Hays, Henry, Jakubauskas, Jones, McFadden, and Reid Miller. Also in attendance were Messrs. Bensman, Corbett and Dehnert of Arena Associates.

SPACE NEEDS Mr. Hays reported that Dr. McFadden and he had met
STATE CHEMIST with the State Chemist to discuss the request from the State Board of Agriculture for additional space for the State Chemist laboratories and that 600 sq. ft. of laboratory space is available in the Biochemistry Building which the State Chemist felt would be satisfactory. Mr. Nolan moved that we recommend to the Trustees the acceptance of this proposal. The motion was seconded by Mr. Smith and it carried.

NEW GYMNASIUM The gymnasium which was originally contemplated
CORBETT BUILDING for the Corbett building but deleted when redesigning the project for rebidding was discussed. No action was taken.

RECOMMENDATIONS OF Mr. Hays reported on the meeting with the sub-
THE CAPITOL BUILDING committee of the Capitol Building Commission and
COMMISSION the recommendations the Capitol Building Commission will make to the Legislature on the University's capital requests which were presented in a written statement mailed previously to the Trustees. These include \$27.6 million in projects.

ATHLETIC ARENA- A letter from the architects showing comparative costs
AUDITORIUM ROOF of an air-supported fabric roof, a wood laminated beam roof and a steel structure was presented. Mr. Corbett further elaborated on the differences including problems with the fire code, energy consumption

and staging for special events. Mr. Smith moved that the recommendation go to the Trustees to request from the architects a no. 1 proposal which shall include a wood laminated conventional roof and as an alternative to be presented the air-supported roof and that they present it to us in time to have an emergency meeting with the ad hoc Legislative Committee on Athletic Facilities followed by a presentation to the Capitol Building Commission. The motion was seconded by Mr. Nolan and it carried.

ADJOURNMENT

The meeting was adjourned at 2:00 P. M.

Respectfully submitted,



W. R. Gillaspie
Vice Chairman

November 16, 1978

A PROPOSAL FOR AN AMENDMENT TO W.S. (1977) SECTION 9-8-312 WHICH
WOULD INCREASE THE MINIMUM REQUIREMENT FOR A PAYMENT AND PERFORMANCE BOND

At the present time, W.S. (1977) Section 9-8-312 requires that public bodies obtain a performance and payment bond upon a construction contract on any project of \$500 or more. Many Wyoming contractors object to this requirement on relatively small jobs as being costly; some small contractors are unable to readily obtain bonding; and the cost of the bond is passed on to the public body although little risk is covered. It has been noted that Session Laws 1977, Chapter 180, amended statutes pertaining to powers of the purchasing and property control division of DAFC. This amendment (see W.S. (1977) Sec. 9-3-2021 (b)(xv)) requires a performance and payment bond on construction contracts exceeding \$25,000. It appears reasonable that public bodies other than DAFC should be governed by the same standard.

The attached proposed legislation would amend the law by substituting \$25,000 for \$500.

ORIGINAL _____ NO. _____

Contractor's bond.

Sponsored by:

A BILL

for

1 AN ACT amending and re-enacting W.S. 9-8-312 changing the amount of
2 contract price requiring contractor's bond, and providing for an
3 effective date.

4 Be It Enacted by the Legislature of the State of Wyoming:

5 Section 1. W.S. 9-8-312 is amended to read:

6 9-8-312. Contractor's bond; required where contract price exceeds
7 ~~\$500-00~~ \$25,000.00; conditions; amount; approval; filing;
8 enforcement upon default.

9 Whenever any contract shall be entered into with the state, or any
10 county, city, town, school district, high school district, or any public
11 board, department, commission or institution, or other public corporation
12 of this state, for the erection, construction, alteration or repair
13 of (or addition to) any public building, or other public structure,
14 or for making any addition thereto, or for any public work or improvement
15 and the contract price exceeds the sum of five-hundred TWENTY-FIVE
16 THOUSAND dollars (~~\$500-00~~ \$25,000.00), the contractors, shall be required
17 before beginning work under said contract to execute a bond to the
18 state, county, city, town, school district,

1 high school district, or any public board, department, commission,
2 or institution with which the contract is made, for the use of the
3 same, for all taxes, excises, licenses, assessments, contributions,
4 penalties and interest thereon when, and if, the same may be lawfully
5 due the state or any of the aforesaid political subdivisions or instru-
6 mentalities, and also for the use and benefit of all persons who may
7 perform any work or labor or furnish any material or goods of any kind
8 which were totally or partially used or expended in the execution of
9 such contract, conditioned for the performance and completion of such
10 contract according to the terms thereof, and to comply with all the
11 requirements of law, and to pay as they become due all just claims
12 for work or labor performed and material furnished and taxes, excises,
13 licenses, assessments, contributions, penalties and interest accrued
14 in the execution of such contract. Such bond shall be in an amount
15 not less than one-half (1/2) of such contract price, except that where
16 such price exceeds one hundred thousand dollars (\$100,000.00), the
17 board, officer or officers letting such contract may fix an amount
18 thereof deemed sufficient; the bond shall be approved by the board,
19 officer or officers letting the contract and filed in the office of
20 the treasurer thereof. Any such bond executed after April 1, 1957,
21 shall be deemed to include the foregoing obligation irrespective of
22 whether or not the same be expressly written into such bond. In default
23 of the prompt payment of all such obligations under such bond as may
24 be due a direct proceeding on said bond may be brought in any court
25 of competent jurisdiction by the proper officer or agency having lawful
26 authority so to do, to enforce such payment; the right to so proceed
27 in this matter being cumulative and in addition to such other remedies
28 as may be provided by law.

29 Section 2. This act is effective _____, 1979.

November 16, 1978

PROPOSALS FOR LEGISLATION TO AMEND W.S. (1977) SECTION 27-4-402 OF
THE PREVAILING WAGE ACT SO AS TO ENABLE PUBLIC BODIES TO ACCOMPLISH
A GREATER AMOUNT OF CONSTRUCTION WITHOUT COMPLYING WITH THE ACT

Prepared by: J. R. Geraud, University Legal Counsel

The prevailing Wage Act (W.S. 27-4-402 through 27-4-413) enacted in 1967 currently requires the State of Wyoming or any officer, board or commission of the state to pay a prevailing wage rate (determined by the Commissioner of Labor and Statistics) for certain work. This work includes construction, reconstruction, improvement, enlargement, alteration or repair of any public improvement estimated to cost \$5,000 or more. The University regularly employs various craftsmen and other workers for maintenance work, reconstruction, alteration and improvements. The present \$5,000 ceiling is diminishing use of such regular employees for the reason that no internal wage plans can be maintained if there is to be different pay rates for the same type of work but treated differently because of the scope of the specific job. The prevailing rate is usually found to be the prevailing union rate or some rate that does not take into consideration the incidents of regular employment by the University (vacation, continuity of employment, fringe benefits). The University is experiencing difficulty in awarding contracts for small construction jobs which are bid upon by contractors. Bids are evaluated to be entirely too high or there is a lack of response from bidders on small jobs. The present law is forcing the University to pay a premium for small projects and increasing costs beyond those projected.

Two different approaches can be taken to provide relief from an undesirable situation:

- a. Increase the estimated project cost from \$5,000 to \$50,000. This change in the law would recognize the increased costs of construction work, including wages and materials, that have occurred since 1967.
- b. Exclude from the scope of the Act any work which would be totally accomplished by utilization of workmen regularly employed by the public body in an annually budgeted position.

Attached are two separate proposed bills which would accomplish either of the foregoing. Alternate "b" would appear most desirable. Many situations occur in which the cost of the project consists mainly of materials or special built-in equipment. Further, there should be room for discretion by the state officer or board to decide upon the most efficient means for accomplishing projects with due regard given to existing circumstances.

1979

STATE OF WYOMING

ORIGINAL _____ NO. _____

Exemption from the Prevailing Wage Act of 1967.

Sponsored by:

A BILL

for

1 AN ACT amending and re-enacting Section 27-4-413 of the Wyoming Statutes,
2 1977, to exempt labor and work performed by workmen regularly employed
3 by the public body from the provisions of the Prevailing Wage Act of
4 1967; and providing for an effective date.

5 Be It Enacted by the Legislature of the State of Wyoming:

6 Section 1. W.S. 27-4-413 is amended to read:

7 27-4-413. Inapplicability and exemptions from article.

8 The provisions of this act (Sections 27-4-401 to 27-4-413), shall not
9 be applicable where in conflict with federal statutes, rules or regu-
10 lations relating to prevailing wage determinations. All work and labor
11 performed by prisoners, patients and other inmates of state penal,
12 correctional and charitable institutions and city or county jails are
13 exempt from the provisions of this act. ALL WORK AND LABOR PERFORMED
14 BY WORKMEN REGULARLY EMPLOYED BY THE PUBLIC BODY ARE EXEMPT FROM THE
15 PROVISIONS OF THIS ACT.

Section 2. The effective date of this act is _____, 1979.

1979

STATE OF WYOMING

ORIGINAL _____ NO. _____

Definition of construction for Prevailing Wage Act.

Sponsored by:

A BILL

for

1 AN ACT amending Section 27-4-402(a)(i) to redefine "construction" as
2 any project estimated to cost in excess of \$50,000.

3 Be It Enacted by the Legislature of the State of Wyoming:

4 Section 1. W.S. 27-4-402(a)(i) is amended to read:

5 27-4-402. Definitions.

6 (a) As used in this act (Sections 27-4-401 to 27-4-413):

7 (i) "Construction" includes construction, reconstruction,
8 improvement, enlargement, alteration or repair of any public improvement
9 fairly estimated to cost ~~five FIFTY thousand dollars (\$5,000.00)~~
10 (\$50,000.00) or more;

November 17, 1978

A PROPOSAL FOR LEGISLATIVE ACTION TO AMEND W.S. (1977) SECTION 27-4-402

PREPARED BY: J. R. Geraud, Vice President for Student Affairs, University of Wyoming

This law provides that any graduate of an accredited high school in the State of Wyoming shall be admitted, without examination, to any undergraduate public institution of higher learning in the State of Wyoming. This provision was enacted in 1969 and has given rise to disputes as to whether the University can require any type of examination before admitting a student from a Wyoming High School. Sub-committees of the legislature with changing membership from year to year have expressed different opinions as to whether the University could require an examination which would not be used to determine admission but to provide information for academic advising, placement in courses, and other data for planning purposes. The University has established the taking of the ACT examination while in high school as a "should" for Wyoming high school students so that the results can be available at the time of their first enrollment in the University. Further, prospective students are advised that they will be required to take the examination during their first semester if not previously taken. Only half of the Wyoming new freshmen are taking the examination before their first enrollment. The problem of getting the rest of the new freshmen to take the exam, the scheduling of a time for the examination, and the lack of uniform information on all new freshmen at the time of first enrollment seriously damages the purposes and uses of the ACT examination within the University. This lack of information is even more pronounced during summer orientation sessions held in July when prospective Wyoming freshmen are on campus for purposes which include selection of their fall semester courses.

At the present time the University is requiring non-resident students to provide scores from the ACT examination before they are finally admitted. It is recognized that some exceptions to such non-resident student requirements have to be made in individual situations when a prospective student has taken in another state a different college entrance test such as the SAT examination.

I know of no four-year institution that does not require either the SAT or ACT examination results prior to final admission and initial registration. However, the real justification for requiring ACT examination results is to have information concerning the level of the new student's knowledge in English, Mathematics, Social Sciences and Natural Sciences. This information can enable faculty advisers to provide better advising as to academic courses to be taken. The ACT also includes a student profile which provides both the student and the adviser or counselor with insights as to potential career areas which should be pursued. The University wants to improve student advisement, but such an effort must be supported with information about each individual student. It is practically impossible to develop an improved student advising system without knowing that specific information about each new student will be available.

In addition to benefits for the student advising system, the ACT examination can be used in various ways. High school personnel can ascertain how their students compare with national norms in the tested subject matter areas. The Utah universities (and some 200 others) use the ACT as an admissions application when examination results are received so that the student doesn't have to initiate a separate request for application forms. The ACT examination results and grades earned at the University can be developed for future use as the basis for predicting academic performance at the University.

The University ceased requiring ACT results in 1972 as the result of expression by legislators of their belief that such a practice violated the 1969 legislation. Experience since then has demonstrated that the lack of uniform information about new students has curtailed the effectiveness of academic advising and the University's ability to react to individual student academic needs. Further, it is clear that decisions and plans based upon the level of new students' achievement can be effective only if all students provide the needed information. This can be done only by making the ACT examination results a pre-requisite to first admission and enrollment. It is to be emphasized that no Wyoming high school graduate would be denied admission because of examination scores. However, the examination report would be a pre-requisite for admission.

Wyoming high schools are very familiar with the ACT examination and it is administered four times a year throughout the state. The cost to the student is \$7.50. Some individuals object to this cost being imposed upon the students; however, students are expected to pay registration fees and the examination cost should be viewed as a part of the costs a student will have to bear. If a prospective student was unable to take the examination at regularly scheduled times, the University can make arrangements for administering the examination in Laramie at a cost of \$12.50 to the student.

I wish to express my personal sense of urgency that this legislative change be accomplished. The University has to have some basis for the planning of courses which takes into consideration what prospective students have previously learned. There is no prescribed curriculum by the University as to what students must take in high school to be admitted to the University. High school transcripts are still useful, but they have become so diverse as to course titles and content, that further information about the student is needed. Future University planning in the area of student advising depends upon whether ACT examination results can be required prior to final admission and enrollment. I am personally satisfied that only a legislative change or a contested judicial action will make this possible. The fact that three prior legislatures have failed to make a change after bills have been offered has strengthened the arguments of those individuals who have asserted that such an examination cannot be required even though the University has stated it would be used only for purposes of counselling, placement, etc.

1979

STATE OF WYOMING

ORIGINAL _____ NO. _____

College Entrance Exams.

Sponsored by:

A BILL

for

1 AN ACT amending and re-enacting Section 21-4-304 of the Wyoming Statutes,
2 1977, allowing examinations for purposes other than admission; and
3 providing for an effective date.

4 Be It Enacted by the Legislature of the State of Wyoming:

5 Section 1. W.S. 21-4-304 is amended to read:

6 21-4-304. Admission without-examination to institutions of
7 higher learning.

8 Any graduate of an accredited high school in the state of Wyoming shall be
9 admitted, ~~without-examination,~~ to any undergraduate public institution of
10 higher learning in the state of Wyoming; , PROVIDED THAT THE GRADUATE
11 COMPLIES WITH ADMISSION AND REGISTRATION PROCEDURES WHICH MAY INCLUDE
12 EXAMINATIONS FOR PURPOSES SUCH AS COUNSELLING, ADVISING, AND PLACEMENT
13 BY THE INSTITUTION. THE RESULTS OF ANY SUCH EXAMINATION SHALL NOT BE USED
14 TO DENY ADMISSION OF SAID GRADUATES TO THE INSTITUTION.

15 Section 2. This act shall be effective _____, 1979.

Proposals for Legislation to Enable Development of a Modern System
for Agricultural Experiments and Demonstrations

Prepared by J. R. Geraud, University Legal Counsel

Recent evaluations and discussions by the Trustees, advisory committees, legislators and campus personnel have indicated that changing conditions require significant changes of the locations and numbers of experiment farms as well as the main experiment station near Laramie. At the present time, existing statutes have established the location of the experiment station and experiment farms. To provide flexibility in the planning of the state's need for agricultural research and demonstrations, it is necessary that certain laws be repealed and different provisions enacted. The attached proposal is intended to clearly set forth the authority of the Trustees to manage agricultural experiments and demonstrations as a part of the University structure at such locations as may be determined to meet the needs of the state; to provide firm statutory authorization of the conduct of experiments at temporary locations arranged by lease or cooperative agreement; and to recognize that any such facilities could be used incident to the conduct of other programs of the University. It appears that there is a potential for taking advantage of increasing values of currently owned experimental farms and station lands for purposes other than agriculture. It is very difficult to enter into any kind of negotiations without being able to close a deal pursuant to clear statutory authority.

The attached proposal would apply to the following lands:

- (i) Afton, Lincoln County, approximately 150 acres;
- (ii) Archer, Laramie County, approximately 908 acres;
- (iii) Eden Sweetwater County, approximately 159 acres;
- (iv) In the district between Lyman, Mountainview, and Fort Bridger in Uinta County, not less than 40 and not more than 80 acres;
- (v) Gillette, Campbell County, approximately 769 acres;
- (vi) Powell, Park County, approximately 160 acres;
- (vii) Sheridan, Sheridan County, approximately 300 acres;
- (viii) Torrington, Goshen County, approximately 160 acres;
- (ix) Laramie, Albany County, approximately 3,370 acres.

Article 3. Agriculture and Extension Work

Repeal Sections 21-17-301, 302 and re-enact them as follows:

Section 21-17-301. Research and Extension Centers.

(a) The Trustees of the University shall maintain such research and extension centers within the state as are deemed necessary and appropriate for the conduct of experiments and demonstrations related to the ongoing and systematic study of problems relating to agriculture of the state in all of its diverse aspects which include climatic and soil conditions, crop production, uses of range or forested lands, irrigation, animal production, economics, and such other matters as affect the production of food and fiber. In addition, such centers may be utilized for other educational and service activities of The University of Wyoming as may be determined to be of benefit to the people of the state. Research and extension centers may include lands now owned by the state, or by the Trustees of the University, which were acquired for experimental stations or farms, or which may be hereafter selected and acquired by purchase, gift, lease or otherwise. Requisite capital improvements, facilities, and personnel for the centers shall be provided in accordance with the lawful authority of the Trustees of The University of Wyoming.

(b) Whenever necessary for the conduct of experiments and demonstrations which require locations or conditions not available at established centers, temporary sites may be acquired by lease or other forms of cooperative agreements, as authorized by the Trustees of The University of Wyoming, with private entities or with agencies and institutions of the State of Wyoming or of the U.S. government.

(c) The Trustees of the University may employ a director who, in the manner authorized by the Trustees, shall be responsible for the supervision of such personnel as may be authorized for operation of the centers, the management of the facilities, the operation of the centers in a manner that will promote their purposes, and the maintenance of records pertaining to ongoing research, compilation of results of experiments and demonstrations, and the furnishing of information to the people of the state as to the results.

(d) Fiscal operations and reports pertaining to the centers shall be in accordance with the lawful authority and duties of the Trustees of the University.

Section 21-17-302. Transactions in land.

(a) The Trustees of The University of Wyoming may convey, retain, transfer, exchange, or otherwise dispose of any lands and appurtenant facilities heretofore acquired in the name of the State of Wyoming, or in the name of the Trustees, for experimental farm or research station purposes, whether or not acquired pursuant to express legislative authorization, and under the administration and control of the trustees; and they may acquire lands, facilities, and improvements as necessary for the purposes of research and extension centers.

(b) Conveyances, acquisitions, or agreements executed under the authority hereby granted shall be executed by such persons and shall include such provisions as the Trustees of The University of Wyoming determine to be appropriate.

(c) The trustees of the University are hereby authorized to retain and use any consideration received from the disposition of any lands and improvements, as herein provided, for the acquisition of lands for research and extension centers, the installation or construction of facilities thereon, or the improvement and maintenance of the centers.

Section 21-17-307. Leases authorized; scope of authority to lease.

Repeal subsection (c).