STATE BOARD OF HIGHER EDUCATION
MINUTES OF MEETING HELD IN
ROOM 228, MICHAEL J. SMITH MEMORIAL CENTER, PORTLAND STATE UNIVERSITY
PORTLAND, OREGON

August 18, 1970

MEETING #388-L

In compliance with the July 27, 1970, written request of a majority of the members of the Board for a special meeting, and at the call of the President of the Board, the Oregon State Board of Higher Education convened in special session in Room 228, Michael J. Smith Memorial Center, Portland State University, Portland, Oregon, on August 18, 1970.

ROLL CALL

The meeting was called to order at 9:00 A.M., P.S.T., by the President of the Board, Mr. George H. Layman, and on roll call the following answered present:

Mr. George H. Corey
Mr. Robert D. Holmes
Mrs. Elizabeth H. Johnson
Mr. Philip A. Joss

Mr. John D. Mosser
Mr. John W. Snyder
Mr. Loran L. Stewart
Mr. George H. Layman

Absent: Mr. Chas. R. Holloway was absent for business reasons.

OTHERS PRESENT

Centralized Activities—Chancellor R. E. Lieuallen; Secretary R. L. Collins; Mr. Freeman Holmer, Vice Chancellor for Administration; Dr. Miles C. Romney, Vice Chancellor for Academic Affairs; Mr. J. I. Hunderup, Vice Chancellor for Facilities Planning; Mr. H. A. Bork, Consultant; Mr. J. L. Watson, Comptroller; Mr. K. L. Jackson, Budget Director; Dr. George Diel, Director of Communications Development; Mr. Allen McKenzie, Contracting Officer and Assistant to Vice Chancellor for Administration; Dr. Carl G. Paetz, Director of Campus and Building Planning; Mr. Raymond P. Underwood, Assistant Attorney General; Mr. Fred Segrest, Administrative Assistant; Mr. Robert W. Fritsch, Architectural Consultant; Mr. Kenneth Ahlberg, Manager of Business Affairs, Division of Continuing Education; Mr. Dale G. Hamreus, Associate Director, Teaching Research Division.

Oregon State University—Mr. M. Popovich, Dean of Administration;
Mr. G. M. Thornburgh, Director of Facilities Planning and Institutional Research.

University of Oregon—President Robert D. Clark; Mr. J. O. Lindstrom, Director of Fiscal Affairs; Mr. John E. Lallas, Director, Office of Planning and Institutional Research; Mr. George Wallman, Architect.

University of Oregon Dental School—Dean L. G. Terkla; Dr. William Wescott, Associate Dean for Administrative Affairs; Mr. Eugene W. Bauer, Assistant Dean for Business Affairs.
Introduction of John D. Mosser

President Layman introduced and welcomed Mr. John D. Mosser, newly appointed member of the Board. Mr. Mosser was appointed to the position vacated by Mr. Ancil H. Payne, who resigned. Mr. Layman indicated that Mr. Mosser had served in three sessions of the Legislature and later became Interim Director of the Department of Finance and Administration and subsequently was a member and chairman of the State Sanitary Authority.
Mr. Layman announced the holding of a formal, public hearing on proposed amendments to Section L-3 and new Section M of the Administrative Code in compliance with procedures of the Administrative Procedure Act. Mr. Layman noted that the proposed changes had been discussed already at two public meetings, July 20 and August 17, 1970, of an ad hoc committee of the Board, consisting of the regular Committee on Academic Affairs to which was added the attorney members of the Board.

Three persons presented testimony in respect to the proposed changes in the Code: Mr. Robert Ackerman, legal counsel for the Associated Students of the University of Oregon; Dr. David Smeltzer, President of the Portland State University chapter of the American Association of University Professors; and Dr. Whitney Bates, President of the Oregon Federation of the American Association of University Professors.

Mr. Ackerman said he had reviewed the Code particularly in respect to how the provisions would apply to nontenured faculty members, especially graduate and teaching assistants. He said he found "obvious discrimination against nontenured faculty members," and proposed (1) that the hearing committee include some nontenured faculty members, and (2) that nontenured faculty members be given the right of appeal to the Board. He suggested that if the Board does not wish to make these changes that it make a specific finding as to why it feels "its discrimination is reasonable and necessary and what interest it advances."

In respect to the procedural process provided in the proposed Code changes, Mr. Ackerman said it was not clear whether the institution has the burden of proof for proving the charges or whether the employee has the burden of disproving the charges against him. Secondly, he said, there is no standard of proof. Thirdly, he said, no mention is made of how the committee rules, whether by a majority, a qualified majority, or by unanimous vote. Likewise, he said, there is no standard for probable cause before charges may be filed, either at the initiation of the institution or by the Board. Without some safeguards in these matters, he said, investigations could be commenced upon suspicion or caprice or for information purposes without resulting in the filing of formal charges. He requested that provision be made that if an investigation is commenced and no charges are filed, the fact of the investigation would not appear in the faculty member's personnel record.

Dr. Smeltzer said he questioned the wisdom of including a prohibition of use, possession, or distribution of illegal drugs on institutionally owned or controlled property because "of the current danger of the disruptive campus culture," and because this would place the hearing committee in "the difficult position" of having to determine if a felony had been committed. A second point, he said, concerned the desirability of adding the word "intentional" to statements of prescribed conduct. He suggested that if the word "intentional" were
added, along with the provision that whenever possible persons subject to the provisions should receive specific warning that their conduct threatened to violate the provisions, it would be easier to find against a faculty person who had committed an proscribed act and would reduce opportunities for harassment.

Dr. Bates said the AAUP policy document provides that burden of proof rests with the institutions and can be satisfied only by clear and convincing evidence in the records considered as a whole. He said he felt omission of such a provision from the Board statement "ought not to be allowed." In respect to the requirement that members of hearing committees must be tenured faculty, Dr. Bates said the judgment had been that tenured faculty have a greater sense of security than nontenured faculty and thus are less subject to apprehension and that this is a greater protection for a faculty member subject to a hearing than he would otherwise have. He said he upheld this view, but cautioned that recent court decisions had opened the way for legal challenge of the adequacy of a committee made up of tenured faculty hearing the case of a nontenured faculty member. Dr. Bates added that he felt it extremely important that there be a formalized procedure for a preliminary committee of inquiry whereby probable cause would be sought out and examined before a formal hearing is presented.

In respect to the question of intent, Dr. Bates said he recognized the legal difficulty of proving intent, but that a faculty committee in making its judgment as to whether a violation of the Code was to be penalized would have to go into the question of intent. He said he would hope that if this were not specifically in the language at least there would be a clear understanding in this respect on the part of the Board. As for warning, he said he again recognized the difficulty of requiring that warning be given, but that language could be drawn to provide that warning would be given when feasible.

Upon completion of presentations, Mr. Layman announced that the testimony given regarding the proposed amendments and addition to the Code would be given consideration by the Board preparatory to its action at its meeting on September 8, 1970.

Proposed Change in Administrative Code - Nonresident Students (Considered by Academic Affairs Committee, July 6, 1970.)

The Interinstitutional Committee on Residence Classification recommended, with the concurrence of the Chancellor, that section K-2-B(2) of the Administrative Code be revised to read as follows: (words in brackets to be deleted; underscored words to be added)

(2) An emancipated student, as defined above, who comes to Oregon to attend an institution under the Board's control, and establishes an Oregon domicile, shall pay a nonresident fee unless he establishes his Oregon domicile at least six months prior to the time of his registration, and does not attend an Oregon institution [under the Board's control] of higher
education, including a community college, during any part of such six-month period; provided, however, that an emancipated student who did not establish his Oregon domicile at least six months prior to this initial registration at an institution under the Board's control, and who pays nonresident fees for an entire school year, may establish his domicile in Oregon for purposes of paying resident fees in accordance with the provisions of Section C of K-2.

This change is designed to make clear that an emancipated individual cannot establish residence for fee purposes by coming to Oregon and attending a community college or private college during the first six months of his Oregon residence, as he now can.

The Board approved the recommendation as presented, to be finally acted upon by the Board at its special meeting scheduled for August 18, 1970.

President Layman indicated that presentations in connection with the hearing on the proposed amendment were in order. There being no response to his request, the Board approved the recommendation as presented.

Amendment to Administrative Code, Section K-2-A(a)

(Considered by Finance Committee, July 6, 1970.)

At the meeting of the Board on September 8, 1969, the definition of those to be charged nonresident fees was changed. All "nonresident" holders of a baccalaureate degree were excepted from a nonresident fee, unless enrolled only for undergraduate courses (or seeking an M.D. or D.M.D.).

This Code provision has required the collection in 1969-70 of nonresident tuition from some graduate students who were taking only undergraduate courses.

It is an awkward provision to administer.

It is clearly easier to treat all graduate students as graduate students, whether they are taking graduate or undergraduate courses.

Accordingly, it was recommended that the provisions of Section K-2-A(a) be amended to delete the material shown in brackets in the following recitation of the present provision of the Code:

A student who holds a degree from an accredited college or university unless such a student [either] is pursuing a course of study leading to the Degree of Doctor of Medicine or Doctor of Dental Medicine [, or is enrolled only for undergraduate courses].

The Finance Committee recommended that the Board approve the recommendation as presented.
The Board approved the recommendation as presented and directed that final action be taken at the special Board meeting scheduled for August 18, 1970. Notice has been filed with the Secretary of State that a public hearing will be held by the Board on that date.

President Layman indicated that presentations in connection with the hearing on the proposed amendment were in order. There being no response to his request, the Board approved the recommendation as presented.

Revision of Administrative Code, Section K-2-A(c)

It was recommended that Section K-2-A(c) be revised to read as follows (material in brackets to be deleted):

K-2. Nonresident Students

A. A nonresident fee shall be paid (1) by an emancipated student whose parent or legal guardian is domiciled outside of Oregon at the time of the student's registration, and (2) by an emancipated student, i.e., a student over the age of 21 or a minor student whose domicile is dependent on that of his parent or legal guardian, who is domiciled outside of Oregon at the time of his registration, or whose domicile within Oregon does not satisfy the requirements of B(2) below; except:

... (c) A student who graduates from an Oregon high school after one year of regular attendance and who matriculates as an entering freshman, [and one of whose parents was a resident of Oregon at the time the student entered the Oregon high school]. If, however, such a student later transfers to an institution outside of Oregon and subsequently seeks to enroll again in an Oregon State System institution, his residence classification shall be re-examined and determined on the same basis as for any other transfer student.

The Academic Affairs Committee recommended that the Board approve the recommendation as presented.

President Layman indicated that presentations in connection with the hearing on the proposed amendment were in order. There being no response to his request, the Board approved the recommendation as presented.

Retail Store Spaces in State-Owned Buildings

(Considered by Finance Committee, July 6, 1970.)

At the May 18, 1970, Finance Committee meeting, the Committee directed the Board's Office to develop regulations governing rental of retail store spaces for inclusion in the Administrative Code at the July meeting. Moreover, the Committee suggested that consultation with the Highway Commission Parks Department be held to determine if their policies and procedures for concessions in state parks might be applicable.

The Board's staff has discussed the matter with the State Parks Superintendent, who advised that they will make their procedures available to the Board's Office of Administration.
The Chancellor recommended the addition of a proposed revision to the Administrative Code, Section E-9, for the Lease of Retail Store Spaces in Institutional Buildings.

At the July 6 meeting, the Finance Committee recommended that the Board approve the recommendation as presented, subject to any necessary legal requirements for a hearing under the Administrative Procedure Act.

On July 27, 1970, the Board approved the recommendation as presented and directed that final action be taken at the special Board meeting scheduled for August 18, 1970. Subsequently, notice was filed with the Secretary of State that a public hearing would be held by the Board on August 18.

A minor modification was made in the wording of the provision by adding the words "and structures." As modified, the proposed addition was as follows:


Spaces in institutional buildings and structures are to be made available on a continuing basis for retail sales or services only when the institution has established that an educational purpose or need would be served by such action. The availability of retail spaces is to be publicized as widely as practicable and tenants for these spaces are to be selected on the basis most favorable to the state. The length of leases should be no longer than necessary for the lessee to recover leasehold improvement costs, generally not in excess of five years, and the rental rates should provide for rent adequate to meet the Board's financial standards for self-supporting or self-liquidating enterprises, including provisions for real estate taxes, and with percentage rents at least equal to building owners' and managers' schedules for similar stores in the area. The chief business officer of the institution is to report annually to the County assessment officer that the property is being leased or rented to an outside organization.

President Layman indicated that presentations in connection with the hearing on the proposed addition to the Administrative Code were in order. There being no response to his request, the Board then considered and approved the proposed addition. Mr. Holmes voted against the motion.
Incidental Fees, Recommended Policies & Procedures

(Considered by Finance Committee, July 6, 1970.)

At the November 17, 1969, meeting of the Board's Committee on Finance and Business Affairs, the report of the Interinstitutional Committee on Incidental Fees was accepted. No subsequent action was taken by the Board because of a suit that had been brought against the Board by the Associated Students of the University of Oregon, but the Board and the Committee requested the preparation of Administrative Code provisions giving effect to the recommendations of the interinstitutional committee.

The following statements are presented for consideration by the Board for inclusion in Section D of the Administrative Code:

1. The "incidental fees" collected from students and used for support of Gym Suit Service, Health Service, Athletic Activities, College Union and Educational Activities shall be administered by the several institutions in accord with the following principles:

   a. Each institutional executive, with the assistance of elected student representatives and other members of the academic community shall formulate the policies and procedures to be followed at his institution in budgeting the expenditure of incidental fees. The policies and procedures so developed shall provide for students' participation in a meaningful way and shall become effective on approval by the Oregon State Board of Higher Education.

   b. With respect to educational activities and other student activity programs in college unions, the policies and procedures shall be designed to give predominant weight to student recommendations.

   c. Recommendations for modification of traditionally funded programs, resulting from continuing review of established programs, shall give appropriate consideration to established contractual obligations.

2. The executive officer of each institution shall have the final authority and responsibility to review and recommend, in the annual operating budget to be presented to the Board through the Chancellor, the distribution of student incidental fees to the activities funded in whole or in part by incidental fees. In formulating the plans for budgeting of incidental fee resources, the institution executive or his representatives are to meet with and be assisted by the appropriate student representatives authorized by the student government organization to represent the student body.

*Amendment considered at 7-27-70 meeting, page 614, following.)
The results of the litigation have affirmed the Board's ultimate responsibility for the budgeting of incidental fees.* Accordingly, the Chancellor recommended the foregoing amendment of Section D of the Administrative Code.

During the Committee discussion, it was indicated that the health service fee needs to be reviewed, including the basis of support and how it might be treated. It was suggested that it might be separated from the incidental fee budget and established on the basis of a required insurance program in order to reflect the accelerated health service programs and the higher cost of medical services. If it continues to be supported by the incidental fee, there would necessarily be a reduction in other programs supported by the incidental fee or the total incidental fee would need to be increased to meet rising costs. Various alternatives were mentioned which will be considered and presented for further study.

In the discussion it was indicated that the 1970-71 annual budget from incidental fees is already established under current student fee expenditure policies and any extensive changes would be incorporated into the 1971-1973 biennial budget.

Mr. Ron Eachus, Student Body President at the University of Oregon, emphasized the need for both meaningful and predominant student participation in the budgeting of incidental fee monies. Mr. Donald Lewis explained that the wording of the recommendation was the consensus of the members of the Interinstitutional Committee on Incidental Fees. It was the intention that students would have meaningful participation in all phases of incidental fee expenditures, but that they would have a greater voice in those related to educational activities programs, such as student government, student union programs, student publications, and other student body programs.

Mr. Eachus asked that action on the policies and procedures for student incidental fees be deferred until October 1970, in order to provide an opportunity for the students at the other institutions to review the proposals. It was indicated by Board members that the policies had been approved by the student bodies of all institutions last year and if the policies are to be referred to the students annually, perhaps they should not be incorporated into the Administrative Code.

The Finance Committee recommended that the Board approve the recommendations as presented for inclusion in the Administrative Code, with the understanding that the health service specifically will be discussed at greater length at an early Board meeting.

After summarizing the information and recommendation from the Board's Committee on Finance and Business Affairs, Mr. Holloway indicated that the Finance Committee wished to insert a clarifying amendment in its recommendation. Mr. Holloway asked Vice Chancellor Holmer to present the proposed amendment. Mr. Holmer read the following additional words to be inserted after the word "shall" in the first

*Circuit Court, Lane County, Decision of Judge Roland Rodman, dated July 16, 1970.
line of paragraph two on page 612, preceding: "have the final authority
and responsibility to review and."

The above amendment has been identified and inserted in context in
paragraph 2, on page 612, preceding. Mr. Holmer indicated that the
above amendment was recommended on advice from the Board's attorney,
Mr. Ray Underwood. Mr. Holmer stated that the added words were
intended to make it clear that the institution executive, as he does
with all institution operating budgets, has the ultimate and final
responsibility in recommending budgets to the Board through the
Chancellor.

Mr. Holloway then said that the Finance Committee recommended the
inclusion of the statement shown on page 612, preceding, including the
amendment referred to above, and he so moved.

In the discussion which followed Mr. Holloway's motion, Mrs. Johnson
inquired whether the proposed provisions of paragraph a on page 612,
preceding, would result in Board policies and procedures for the
State System or in different sets of policies and procedures for
each institution. She then questioned the inclusion of the words
"predominant weight" (to be given to student recommendations with
respect to student educational activity programs and other student
activity programs in college unions, as shown in paragraph b on
page 612, preceding).

She said she wondered whether use of the words referred to above
might detract from the authority and responsibility delegated to
the institution executives in the other paragraphs shown on page
preceding, and proposed to be included in the Board's Administrative
Code.

President Layman invited Student Body Presidents Douglas Sweet of
Oregon State University and Ron Eachus of the University of Oregon
to present their views on the wording of the proposed section in
the Administrative Code to establish policies and procedures in the
allocation and budgeting of Incidental Fees. Mr. Eachus, from the
University of Oregon, said he felt that the students should be given
final authority in the allocation and budgeting of the incidental
fees in both the student educational activities and in other areas.
Mr. Sweet, of Oregon State University, suggested that the recent
court case instituted by the student bodies in connection with con-
trol of the incidental fees should help to emphasize the type of
control which the students have been seeking. He suggested that the
Board assign control of the incidental fee money to the students and
also control of the policies and procedures for student unions,
student government and related student activities.

At its meeting on July 27, 1970, the Board voted in favor of Mr. Holloway's motion
to approve the statement of Board policies and procedures related to Incidental
Fees for inclusion in the Board's Administrative Code, as shown on
page 612, preceding, and as amended by the addition suggested by
Mr. Holloway and Mr. Holmer, also shown on page 612, preceding,
subject to further hearing and consideration of the matter at the
special Board meeting scheduled for August 18, 1970.
At the August 18, 1970, Board meeting, President Layman said presentations in connection with the hearing on proposed Administrative Code provisions relating to Incidental Fees were in order. There being no response to his request, the Board then considered the approval of the proposed changes.

During the Board discussion, Mr. Joss questioned whether the proposed change should refer to incidental fees collected from the students and used for the support of the gym suit service, health service and other activities when there is the possibility that some of these activities may be taken out of the incidental fees.

He said that if this were done it would create an inconsistency with the proposed amendment and suggested the possibility of the following wording: "The incidental fees collected from students (now used, for example, for the support of gym suit service, health services, athletic activities, college unions, and educational activities)." Mr. Holmer said there would be no objection to such a modification.

Mr. Mosser said he would want to discuss the proposed change further before it is incorporated in the policies for the 1971-1973 budget requests. He said that, in his opinion, those things which the Board considers essential should be incorporated in tuition or mandatory fees and the remainder of the activities should be financed by an optional fee, possibly subject to a veto by the administrative head.

Mr. Stewart indicated that he would favor the removal of the terms "meaningful way" in paragraph A and "predominant weight" in paragraph B.

The Board voted to continue discussion of the proposed amendment at the September meeting. Mr. Layman said, however, that the public hearing had been completed and would not be continued.

The Board's Administrative Code, as distributed to Board members and others, is a compilation of statements of policy, rules and procedures, and assignments of authority and responsibility which have been approved by the Oregon State Board of Higher Education during the years of its existence since 1929. It appears desirable, in order to comply with the requirements of the State of Oregon Administrative Procedure Act, for the Board to adopt formally the entire Administrative Code as represented in the document which has been provided to each Board member.

Accordingly, it was recommended that the Board approve the Administrative Code, with the understanding that it is to include changes approved at this meeting of the Board.

The Administrative Code is now being revised in format, with some updating of content, to be issued with the title, Administrative Rules. It is expected that the Administrative Rules document will be completed and presented to the Board for consideration during the fall of 1970, after pending Board action is completed on the student and staff personnel sections.

President Layman indicated that presentations in connection with the hearing on the proposed re-adoptions of the Administrative Code were in order. There being no response to his request, the Board approved the recommendation to re-adopt the Board's Administrative Code, including amendments approved at the August 18, 1970, special Board meeting.
1970-71 Parking Regulations (Considered by Finance Committee, July 6, 1970.)

President Clark, with the concurrence of the Chancellor, recommended the adoption of the following Campus Parking Information and Regulations, Year 1970-71, for the University of Oregon.

Notice that a public hearing on the regulations would be held by the Board at its special meeting on August 18, 1970, was sent to the Office of the Secretary of State to comply with the Administrative Procedure Act. The regulations appear as Appendix A to these minutes.

President Layman indicated that presentations in connection with the hearing on the proposed regulations were in order. There being no response to his request, the Board approved the recommendation and adopted the regulations as presented.

1970-71 Parking Regulations (Considered by Finance Committee, July 6, 1970.)

President MacVicar, with the concurrence of the Chancellor, recommended the adoption of the following parking regulations, Your Car on the Campus, 1970-71, for Oregon State University.

Notice that a public hearing on the regulations would be held by the Board at its meeting on August 18, 1970, was sent to the Office of the Secretary of State to comply with the Administrative Procedure Act. The regulations appear as Appendix B to these minutes.

President Layman indicated that presentations in connection with the hearings on the proposed regulations were in order. There being no response to his request, the Board approved the recommendation and adopted the regulations as presented.

Biennial Operating Budget, 1971-1973

Vice Chancellor Holmer reported that the Committee on Finance and Business Affairs met at the Board's Offices on August 6, 1970, for a work-study session devoted to consideration of budget recommendations to be submitted by the Board for 1971-1973. Committee members present were Chairman Charles R. Holloway, Jr., John D. Mosser, and alternate Committee member John W. Snider. Other Board members present were Mrs. Elizabeth H. Johnson and George H. Corey.

Data submitted by staff included:

1. Enrollment projections (Attachment A).

2. Summary of recommendations (Attachment B).

3. Staff reports relating to the budgets of the individual institutions and statewide services.

The Committee noted the substantial nature of the increases in expenditure proposed by the staff recommendations and directed the preparation of a priority listing of the new programs and program improvements included in the staff recommendations. The list is appended as Attachment C.
The Committee has further suggested that the Board's time would be more effectively employed in making decisions with respect to five major policy areas than in detailed review and revision of the voluminous detail of the recommendations. The policy areas identified by the Committee include:

1. Assumptions relating to enrollment projections.
2. Tuition rates.
3. Priorities for program improvements and additions.
4. Academic salary adjustment.
5. Coordination of operating and construction budgets.

The following materials on these topics have been prepared by staff in the light of Committee discussion.

1. **Assumptions relating to enrollment projections.**

Provision for instruction of students is, of course, the major element in the costs of operation of the State System of Higher Education. It varies substantially in proportion to the number of students to be instructed. The proposed budget is based on enrollment forecasts predicated on the following assumptions:

(1) No new limitation on enrollment of resident undergraduates.

(2) Revision of graduate enrollment estimates to reflect current supply and demand.

(3) Limitation of nonresident undergraduates to no more than 15 percent of total enrollment at any institution.

Although legislative adoption of limitations on graduate and nonresident enrollment in 1969-1971 was described as exceptional, fiscal considerations may lead to similar proposals for 1971-1973. Reductions of enrollment growth offer to the Governor and the Legislative Assembly means of reducing required appropriations with minimum adverse effect upon the quality of instruction.

If the Board concurs in the view that enrollment restriction may be preferable to other forms of budget reduction (such as an increase in student-teacher ratio), it may wish to instruct its staff to prepare for Board consideration the priorities that should apply in any consideration of changes in enrollment projections. For example, adjustments could be proportionate at each level of instruction and/or at each institution, or adjustments could be subject to a variety of alternative considerations. The ranges of choice are broad, including:

(1) **Resident Undergraduates:**

"Free flow"
No increase in total numbers
Percentage limit on transfers
Percentage relationship of freshman class to size of preceding high school graduating class
(2) Nonresident undergraduates: Percentage of total enrollment

(3) Graduate:

   No increase
   Limit on growth
   Percentage of undergraduates
   "Free flow"

2. Rates of tuition.

It has been the policy of the Board and the State of Oregon to broaden the opportunity for higher education. There are many who have advocated the reduction and eventual elimination of tuition. The Board may be understandably reluctant to recommend a tuition increase, although the costs of instruction per student are expected to increase in 1971-1973. Should the Board decide to make such a recommendation, it will need to consider the possible bases for fixing the rates of tuition.

(1) Nonresident undergraduate tuition ($1,293 per year) is now set pursuant to calculations designed to produce reimbursement of the costs of instruction. Presumably this policy should continue.

(2) Resident undergraduate tuition ($294 per year) is 22.74 percent of the amount charged to nonresidents. Information relating to tuition charges at other public institutions in the region (including community colleges) will be available at the Board meeting.

(3) Graduate tuition ($372 per year) is 15.91 percent of the calculated costs of graduate instruction (exclusive of the Medical and Dental Schools).

3. Priorities for program improvements and additions.

Attachment C is offered as a point of departure for discussion of the propriety of the listing.

4. Academic salary adjustment

The Governor's budget for 1969-1971 included an academic salary adjustment recommendation calling for a "one percent per year improvement in Oregon's relative position during the period 1971-1975" (as measured against the "average salaries of 19 other state institutions with which Oregon is considered to be in competition for teaching staff").

During 1970-71, Oregon academic salaries are expected to approximate 97 percent of that average (compared to 96 percent estimated in 1969).
In recommending academic salary adjustment for 1971-1973, the Board presumably desires to work toward the goal of 100 percent of the 19-institution average, but it has several choices:

(1) 100 percent of the average on July 1, 1971, is estimated to require an increase of 9.97 percent in 1971-72, with 5.07 percent required to maintain the position in 1972-73. Equal annual increases of 7.49 percent will achieve the same goal in 1972-73.

(2) Increasing to 98 percent of average in 1971-72 would require 7.77 percent, with 6.14 percent to reach 99 percent in 1972-73. Equal annual increases of 6.96 percent will achieve the same goal in 1972-73.

(3) To achieve 100 percent in 1974-75 in equal steps would call for a 7.49 percent increase in 1971-72 and 5.88 percent in 1972-73.

The present UO-OSU average salary is $13,970. The 19-institution average estimated for 1971-72 is $15,363; for 1972-73, $16,142.

5. **Coordination of operating and construction budgets.**

The operating budget recommendations have been prepared prior to the completion of Board action relating to the capital construction budget. Both budgets must be predicated on compatible assumptions with respect to enrollment and programs.

Vice Chancellor Holmer presented also tabular summaries, including enrollment estimates, preliminary statements of recommended operating budgets for all institutions and divisions, statements of requests and recommendations for program improvements and new programs, and alternative plans for academic staff salary adjustments. The financial summaries and other tabular statements accompanying the Finance Committee report on the biennial budget have been placed in the Board files, under the title of Biennial Operating Budget, 1971-1973 – Report of the Committee on Finance and Business Affairs – Meeting of August 6, 1970.

In response to a question during the Committee discussion, Mr. Holmer said that it would be helpful to have direction concerning the budget with respect to rates of tuition and enrollment limitations. Mr. Holmer said that he would recommend that the budget be submitted on the basis of the 1971-1973 enrollment projections previously formulated but that the Board be prepared to indicate the places at which financial pressures could be relieved by application of enrollment limitations.

Mrs. Johnson commented that tuition levels in the State System institutions have been relatively too low in comparison with tuition at the 19 comparable institutions used in making faculty salary comparisons, especially for graduate students from other states.
The Committee discussed possible alternatives available in the event tuition increases are assessed. The Chancellor said that any of these alternatives could be implemented. Regarding establishment of a non-resident fee for graduate students, he said that in terms of the income and the administrative task involved, it would be preferable to increase further the differential between the resident undergraduate fee and the fee for all graduate students rather than to go into the technicalities of determining residence classifications for graduate students. He said that nearly all graduate students are over 21 years of age and many of them are married and bring their wives and families to Oregon and thus can establish themselves as residents of Oregon.

Mr. Mosser said that he would like the budget to include the basic budget request, the interim program of adjustments, the funds for operation of new facilities recently completed or under construction, and salary adjustments for academic staff based on Plan 3 which is consistent with the policy established by the Governor and the Legislature in 1969. He said that he would then place the request for further salary differential between salary Plan 3 and salary Plan 1 in a list of priorities, including workload increase, program improvement and new programs. He said that the quality of higher education has suffered erosion because financial support has not kept pace with the increased cost of living and other price increases. He suggested that a system of priorities be developed which would take into account not only expected expansion in the numbers of students and price increases but also new program costs. He said the requests could also reflect different priorities for students in lower division, upper division and graduate levels.

Mr. Mosser suggested also that the budgets for a few departments be selected at random and analyzed in detail in order to illustrate the impact of the budgetary decisions on a particular department.

Mr. Holmer said that salaries of residents and interns at the Medical School were low in comparison with those of other similar institutions and recommended that the base salary of $6,000 be increased by $1,000 each year of the biennium 1971-1973 to reach the present average annual salary of $8,000 at the other comparable institutions. This adjustment would add approximately $400,000 to the salary adjustment recommendation.

The Finance Committee recommended that this increase be included in the salary budget. The Finance Committee also recommended that the budget include salary Plan 3 but that the difference between salary Plan 3 and Plan 1 be included in a separate priority listing.

The Committee then discussed alternative recommendations relating to tuition levels. President Clark said that any tuition increase should be considered in connection with a proposal for additional student aid. It was agreed that a recommendation concerning tuition levels should be presented to the Board in connection with the budget.
The consensus was that the Board should consider establishing priorities for its instructional and public services programs taking into account the importance of certain public services to the people and the economy of the state and the limited financial resources available.

President Clark said that Oregon had not reassessed its resources during the past decade and pointed out that the tax increase in Oregon during that period had been substantially less than that of neighboring states or the average tax increase across the nation.

The Board directed that the biennial budget requests, giving effect to the Board members' suggestions, referred to in preceding paragraphs, be presented to the Board for consideration at its meeting scheduled for September 8, 1970.

Appointment of J. D. Mosser to Finance Committee
Mr. Layman announced that he was appointing Mr. John D. Mosser to the Finance Committee to replace Mr. Payne who had resigned from the Board. Mr. Mosser had agreed to accept the assignment.

Appeal in the Case of Dr. Irving Wainer, UO
President Layman stated that Mr. Charles Porter, a Eugene attorney representing Dr. Irving Wainer of the University of Oregon, had submitted a letter appealing on behalf of Dr. Wainer the decision of President Clark to terminate Dr. Wainer's employment and remuneration as a Research Associate, effective August 10. Mr. Layman indicated that by letter Mr. Porter had asked that this matter be considered by the Board without testimony and without argument.

He then asked the Secretary of the Board to read Mr. Porter's letter of August 10 and Mr. Layman's reply to the letter, dated August 12, 1970. These letters appear below:

August 10, 1970

George H. Layman, Chairman
State Board of Higher Education
P.O. Box 68
Newberg, Oregon

Dear Chairman Layman:

As attorney for Dr. Irving Wainer and in accordance with our telephone conversation this morning, I am requesting that the Board reverse President Clark's decision terminating Dr. Wainer's remuneration as Research Associate, effective August 10, 1970.

The reasons for this request are set forth in the enclosed photocopy of my letter to President Clark dated August 3, 1970. Our specific request to the Board is that Dr. Wainer be reinstated as a Research Associate, without interruption in his compensation, and the President Clark be ordered to arrange immediately for a hearing to be held on the question of whether Dr. Wainer's conduct did provide a reasonable basis for invoking applicable federal restrictions on the disbursement of federal funds.
An immediate decision is important to Dr. Wainer both professionally and economically. That is why I ask that the matter be presented to the Board as soon as possible and that a decision be made by the Board at its special meeting on August 18, 1970 solely on the basis of this letter and my letter of August 3, 1970 to President Clark.

Copies of both these letters are being sent to Mr. Collins with the thought that you may want him to make further copies to circulate among the Board members in advance of the meeting next week.

Thank you for your courtesy in this matter. If there is any further information that you or any Board member desires with respect to Dr. Wainer's request, please let me know.

Sincerely yours,

/s/ Charles O. Porter

Charles O. Porter

COP:p
envelope
cc: Richard L. Collins, Secretary
State Board of Higher Education
University of Oregon
Eugene, Oregon 97403

August 12, 1970

Mr. Charles O. Porter
Attorney at Law
Eugene Legal Center
858 Pearl Street
Eugene, Oregon 97401

Dear Mr. Porter:

I received your letter of August 10, concerning the case of Dr. Irving Wainer, which letter supplemented our telephone conversation of that date.

In your letter you request, on behalf of Dr. Wainer, that the Board reverse President Clark's decision terminating Dr. Wainer's remuneration as Research Associate at the University of Oregon, effective August 10, 1970, but you state that you are willing that the matter be determined by the Board at its special meeting on August 18, 1970, on the basis of your letter, and its enclosure. It is my understanding that by this letter it is your intention to waive a formal
hearing before the Board, involving testimony and argument, and I understand it to be your position that you will have exhausted your administrative remedies by presenting the matter to the Board in this manner.

Upon the basis of your waiver of a formal hearing, and your consent that the Board determine Dr. Wainer's request on the basis of your letter, I will recommend to the Board that it consider and act upon the letter at the August 18 meeting. It is also my understanding that you agree to the consideration of this matter by the Board at the August 18 special meeting, even though the purposes for which the meeting has been called do not include the Wainer case.

Yours very truly,

/s/ George H. Layman

George H. Layman
President

cc: Mr. Ray Underwood, Chief Counsel
Mr. R. L. Collins, Secretary
Board of Higher Education

Mr. Layman said that the Board had three alternatives: (1) To reverse President Clark's decision; (2) to affirm his decision; or (3) to take the matter under further consideration. Mr. Layman further indicated that it had been made very clear that Mr. Porter was waiving the opportunity for a hearing. He said also that all of the attorney members of the Board had reviewed the correspondence. He directed that the letter from Mr. Porter to President Clark, dated August 3, 1970, also be a part of the record of the meeting, and it is included as Appendix C to these minutes.

The Board affirmed the decision of President Clark to terminate the employment and remuneration of Dr. Irving Wainer, effective August 10, 1970.

**ADJOURNMENT** The special Board meeting adjourned at 11:35 A.M.

George H. Layman, President

R. L. Collins, Secretary
UNIVERSITY OF OREGON
Eugene, Oregon

CAMPUSS PARKING INFORMATION
AND REGULATIONS

1970-71

ARTICLE I
AUTHORITY TO ESTABLISH REGULATIONS

ARTICLE II
Who Must Obtain Permits
How Permits Are Obtained

ARTICLE III
Fees, Eligibility and Parking Privileges

ARTICLE IV
Refunds and Replacement of Permits

ARTICLE V
General Parking Regulations

ARTICLE VI
Motorcycles and Motor Scooters

ARTICLE VII
Enforcement

ARTICLE VIII
Court, Student Traffic

ARTICLE IX
Faculty, Staff and Visitor Parking
Traffic Court

ARTICLE X
Penalties for Offenses
UNIVERSITY OF OREGON
Eugene, Oregon

CAPTAIN PARKING INFORMATION
AND REGULATIONS
1970-71

ARTICLE I
AUTHORITY TO ESTABLISH, REGULATIONS

Authority to establish regulations governing the use of motor vehicles on the University of Oregon campus for visitors, faculty and staff and students is derived from Oregon statutes, ORS 352.360 and 352.990, as amended, and by actions of the Oregon State Board of Higher Education pursuant to such statutes. The rules and regulations have been approved by the Office of the State Board of Higher Education and were subsequently filed with the Secretary of State in accordance with the provisions of ORS Chapter 183. Strict enforcement of regulations governing the use of motor vehicles on campus is imperative in order to remove as much congestion as possible, to keep a margin of safety and to utilize the existing parking facilities at maximum.

All motor vehicle laws of the State of Oregon including specifically, but not by way of limitation, Chapters 481, 482, 483, 484, 485, and 486, together with amendments hereafter adopted, are applicable to the campus of the University of Oregon to the same extent as if this campus and its streets were public highways, and all provisions of said motor vehicle laws are applicable and enforceable except insofar as they are incompatible or inconsistent with these regulations.

It is your responsibility to know what the Parking Regulations are on the University of Oregon campus.

ARTICLE II
HOW TO OBTAIN PARKING PERMITS

1. All persons—faculty, staff, students full or part time, visitors and commercial representatives—who park in University owned parking lots must obtain and display a permanent or temporary parking permit. Vehicles cited for failure to display such permits are subject to a $4.00 penalty assessed by the University. University parking lots are continuously patrolled, day and night. Parking permits are obtained as follows:

a. Students

1. At the beginning of each term, during academic registration and prior to payment of fees, parking permits may be purchased when the student registers and pays his fees.

2. At other times, students should apply to the Traffic and Security Office, located at the Physical Plant. Office hours are 8 A.M. to 5 P.M. (Monday through Friday).

b. Faculty/Staff—Register through their Departmental Secretary or representative.
c. Visitors—there is no charge for temporary parking permits.

1. One-day permits may be obtained from the Department being visited, from the Information Desk in Johnson Hall, from the University of Oregon. Cashier located in the Business Office at Emerald Hall, or from the Traffic and Security Office, located at the Physical Plant. Metered and street parking in the above areas may be used while a permit is being obtained, thus preventing the possibility of inappropriate citation. A one-day permit may be obtained in advance of the visit, provided a definite date is specified.

2. Under special circumstances, a visitor may be issued a temporary parking permit good for more than one day. Such permits are obtainable only from the Traffic and Security Office located at the Physical Plant.

3. Due to the heavy demand for parking on the University owned lots, visitors are urged to utilize street and metered parking which is conveniently located with respect to almost all University facilities.

4. Temporary parking permits allow visitors to park only in unrestricted spaces on University owned lots. Such permits do not authorize visitors to park in reserved or otherwise specifically designated spaces, loading and unloading zones, fire lanes, landscaped areas, etc.

d. Commercial and business representatives with regular business on the campus may purchase a permit entitling them to park in designated areas appropriate to their business. Application for such permits should be made at the Traffic and Security Office located in the Physical Plant.

e. No permit may be issued without applicant furnishing the correct license number.

ARTICLE III
FEES, ELIGIBILITY AND PARKING PRIVILEGES

1. Faculty/Staff (A)—Blue. The fee for the school year 1970-71 (12 months) is $30.00; (see Article IV for refund schedule for lesser periods); $11.25 for the second automobile registered (see Article V (2) for regulations regarding second automobiles); and $7.50 for any portion of Summer Session only. Second automobile is $2.00 for any portion of Summer Session only. Faculty/Staff parking privileges available only to Faculty with minimum rank of instructor, to teaching assistants only if certified by department as having complete responsibility for teaching one or more classes, and to 40 hour per week employees. Deans of colleges and department heads must certify that graduate students extended parking privileges are assigned responsibility for the conduct of a regularly scheduled class. All Faculty/Staff automobile data cards must be signed by an authorized departmental representative before permits may be issued. Faculty/Staff permits authorize parking on any University lot, street or area, designated "A" or "S" as available. The purchase of this permit does not guarantee a parking space.

2. Students (S)—Yellow. The fee for the school year 1970-71 (12 months) is $15.00 (see Article IV for refund schedule for lesser periods); $11.25 for second automobile registered; $6.00 for any portion of Summer Session only; $2.00 for second automobile for any portion of Summer Session only. Permits will be available only to students residing more than 1/2 mile from campus center (Johnson Hall). The
1/2 mile has been determined to be bounded on the South by East 22nd Avenue, on
the East by Villard, on the North by the railroad tracks, and on the West by Ferry
Street. This permit authorizes parking on any University owned parking lot marked
"S" as available. The purchase of this permit does not guarantee a parking space.

3. Dormitory (D)—Red. The fee for the school year 1970-71 (12 months) is $45.00
(see Article IV below for lesser periods); and $6.00 for Summer Session only.
This permit is available only to dormitory residents and authorizes parking only
in designated portions of the parking lot located at East 15th Avenue and Moss
Streets. The purchase of this parking permit guarantees a parking space.

4. Motorcycles (M)—Yellow. The fee for the school year 1970-71 (12 months) is $7.50
for Faculty, Staff and students and $3.00 for any portion of Summer Session only.
This permit authorizes parking in designated motorcycle parking areas as available.
Purchase of this permit does not guarantee a parking space.

5. Reserve Parking Space (assigned only on the basis of need for official University
business). The fee for the school year 1970-71 is as listed in the schedule below
for each reserve space requested, approved, and assigned.

<table>
<thead>
<tr>
<th>Reserve Space Fee</th>
<th>Parking Permit Fee</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fall (12 months)</td>
<td>$30.00</td>
<td>$30.00</td>
</tr>
<tr>
<td>Winter (9 months)</td>
<td>$22.50</td>
<td>$22.50</td>
</tr>
<tr>
<td>Spring (6 months)</td>
<td>$15.00</td>
<td>$15.00</td>
</tr>
<tr>
<td>Summer (3 months)</td>
<td>$ 7.50</td>
<td>$ 7.50</td>
</tr>
</tbody>
</table>

Reserve parking space requests must have the endorsement of the Department Head and
be approved by the Faculty, Staff, and Visitor Petitions Officer. The required
forms are available at the Physical Plant Traffic and Security Office or from the
Office of the Faculty, Staff, and Visitor Petitions Officer, Room 263, Emerald Hall.

NOTE: If a 1970-71 parking permit has been purchased prior to application for a
Reserve parking space, only the Reserve parking space fee applies.

6. Spaces Assigned to Disabled Individuals—Physically handicapped persons may apply
for reserved parking spaces to the Physical Plant Traffic and Security Office and
must provide medical verification of the disability, including the length of time
the space will be required. Assignment guarantees a parking space. Physically
handicapped persons will pay the regular Faculty/Staff or Student fee as set forth
above.

7. Commercial Representatives—Green. The following fee for school year 1970-71 will
be charged for each Parking Permit requested and issued: $15.00 for 12 months.
Sale of this Permit is restricted to off-campus commercial and business repre-
sentatives only.

8. Construction Employees—Reserved Space Fee (See 5 above) will apply for each space
used as specified by construction contracts.

ARTICLE IV

REFUNDS AND REPLACEMENT OF PARKING PERMITS

1. At the beginning of the academic year, all permits are issued on a 12-month basis.
Permit fees are proportionately refundable up to the end of the Winter quarter upon
official withdrawal, graduation, resignation of employment, or in the event of loss
of eligibility. Proportioned refunds will not be made for a period less than one quarter. Registrants should scrape off or otherwise remove permits and bring them to the Traffic and Security Office in the event that a refund is requested.

Refunds will be allowed as follows: Refund requested prior to or at the end of —

<table>
<thead>
<tr>
<th></th>
<th>Fall Term</th>
<th>Winter Term</th>
</tr>
</thead>
<tbody>
<tr>
<td>Faculty/Staff (A)</td>
<td>$21.00</td>
<td>$13.50</td>
</tr>
<tr>
<td>Student (S)</td>
<td>9.00</td>
<td>4.50</td>
</tr>
<tr>
<td>Dormitory (D)</td>
<td>21.00</td>
<td>10.50</td>
</tr>
<tr>
<td>Motorcycles (M)</td>
<td>6.00</td>
<td>3.50</td>
</tr>
<tr>
<td>Reserved</td>
<td>21.00</td>
<td>13.50</td>
</tr>
<tr>
<td>Commercial Representatives</td>
<td>9.00</td>
<td>4.50</td>
</tr>
</tbody>
</table>

2. Any individual who has purchased a parking permit and who is dissatisfied with it will receive a full refund upon written request and physical evidence of the permit to the Traffic and Security Department, Physical Plant, for refund within ten days of the purchase date.

3. Registrants making a request for replacement parking permits for newly-acquired vehicles or to replace damaged permits, should scrape off or otherwise remove permits and bring them to the Traffic and Security Office. Replacement will not be made if the registrant is unable to produce evidence of the old permit. Registrant is responsible for all tickets unless the permit or pieces of the permit have been turned in to the Physical Plant. A fee of $1.50 is charged for replacement permits.

ARTICLE V

GENERAL PARKING REGULATIONS

1. In the event that any vehicle to which a permit is affixed is temporarily incapacitated or otherwise cannot be used by the registrant, a temporary permit may be obtained only from the Traffic and Security Office which will restore his parking privileges. For this purpose, the Office will be open from 8 A.M. until 5 P.M., Monday through Friday and temporary parking is available in the Physical Plant area for persons while obtaining such permits.

2. Faculty/Staff registering second automobile shall not park both vehicles on the campus at the same time. A $5.00 penalty will be assessed for each violation.

3. Stickers are not transferrable between vehicles or between individuals. Stickers must be displayed only on vehicle for which assigned.

4. All members of the University community will be held responsible for reading and knowing these regulations and for all University parking violations involving such vehicles, regardless of who is operating the vehicle. These regulations should be made known to any person who may operate the vehicle on the University of Oregon campus.

5. Decals should be mounted on the inside of the automobile on the lower left hand corner of the windshield. Instructions on how to install the permit are printed on the reverse side of the permit. In the case of motorcycles, insofar as practicable, decals should be mounted on the left rear of the vehicle so as to be readily visible. Decals may not be affixed by tape or any other temporary method.
6. A person eligible to obtain a parking permit may attach such permit only to a vehicle owned or in his possession.

7. The responsibility for locating a legal parking space rests with the operator of the motor vehicle. Lack of space will not be considered a valid reason for violating any University parking regulation. Parking lot restrictions are in effect from 7 A.M. to 9 P.M., Monday through Friday. At other times lots are open on a first come, first served basis, except for those spaces reserved or lots with special restrictions. The status of all lots and spaces plus any special restrictions are indicated by signs located by spaces or at the entrance to parking areas.

8. For the purpose of these regulations, the word "parked" is defined to mean any vehicle which is stopped on the University of Oregon campus regardless of whether with or without a driver in attendance and irrespective of the period of time such vehicle is stopped.

9. No vehicle shall be parked on the campus except in those areas set aside and designated as parking or on city streets within the campus boundaries at curb side.

10. No parking is allowed at any time in yellow zones or areas, fire lanes, driveways, sidewalks, service vehicle spaces, loading dock or areas, or on landscaped areas.

11. No parking is allowed at any time in Theatre Drive unless under special permit or as designated by existing signs.

12. All individuals will observe posted speed limits, posted and reserved areas and spaces. The operation of a motor vehicle on University property in excess of 10 miles per hour under any driving conditions will be considered evidence of irresponsible and careless driving.

13. Head-in parking is required in all angle or right angle spaces on all lots. All vehicles parked on University streets, where permits are required, will be parked in such a manner that the right side of the vehicle will be on the curb side.

14. Persons whose motor vehicles have broken down on University property must notify immediately the Physical Plant Traffic and Security Office during working hours, or the Campus Operator at other times. Mechanical repairs to vehicles on University property are prohibited. Abandoned or junked motor vehicles remaining on University property more than 72 hours will be removed at the owner's expense. Unlicensed vehicles parked on University lots will be considered as abandoned and subject to tow.

15. The University of Oregon cannot assume responsibility for any motor vehicle or its contents parked on University property or its environs. Individuals assume all risk of accident and expressly agree that the University shall not be liable under any circumstances for injury to persons, for loss or for property damage.

16. The City of Eugene parking meters on city streets will be enforced during hours of 7 A.M. to 6 P.M. by Eugene City Police, Monday through Saturday, except holidays.
ARTICLE VI

MOTOR SCOOTERS AND MOTORCYCLES

1. Motor scooters and motorcycles are, by State law, motor vehicles and are subject to all traffic rules and regulations controlling motor vehicles. Operation on sidewalks, paths, or in pedestrian areas is not permitted.

2. Individuals who use University owned motor scooter or motorcycle parking spaces must purchase the appropriate permit.

3. The appropriate location for displaying a parking permit will be on the left rear of the vehicle so as to be readily visible.

4. Motor scooters and motorcycles must park in only those spaces designated for their use and may not park in any automobile parking spaces.

5. Motor scooters and motorcycles may not use racks intended for bicycles.

6. Motor scooters and motorcycles may not park in or on courts at dormitories or alongside of buildings. Fire regulations prohibit the parking or storage of any internal combustion engined vehicle, including motor scooters and motorcycles, inside any University owned building.

ARTICLE VII

ENFORCEMENT

1. Campus parking regulations are in effect 24 hours a day and are enforced by University Peace Officers and City Police Officers. Tickets issued by the University are payable at the University of Oregon Business Office within 10 days of the ticket date.

2. In lieu of payment to the Business Office, there are the following alternatives:

   a. Students may elect to have the penalty specified by a University ticket charged against their general deposit, by making such election to the Cashier, University of Oregon Business Office, within 10 days of the ticket date.

   b. Visitors and persons not directly connected with the University may pay the penalty specified by a University ticket to the Cashier, University of Oregon Business Office, within 10 days of the ticket date.

   c. Students receiving a University ticket may petition within 10 days to the Student Traffic Court. Petitions may be obtained at either the Business Office or the Traffic and Security Office. If a student ticket is not paid or petitioned within 10 days, the stated penalty will be automatically charged against the student's general deposit.

   d. Faculty/Staff receiving a University ticket may petition within 10 days of the ticket date to the University Petitions Officer, located in Emerald Hall. In the case of a denied petition, an additional ten days will be allowed before final action is taken leading to payroll deduction. Regardless of petition, all persons with unpaid citations will be given a final notice before payroll deduction is authorized.
ARTICLE VIII

STUDENT TRAFFIC COURT

1. Students will be cited to the Student Traffic Court and sanctions may be imposed as provided for in the Code of Student Conduct for any of the following reasons:

a. When a student receives five University parking tickets on campus during Fall quarter or three tickets during Winter or Spring quarter.

b. When the permit is used by an unauthorized individual.

c. Falsification on a vehicle registration application.

d. Counterfeiting, altering, defacing or transferring a parking permit to another motor vehicle for which a permit was not issued, or giving false information in a hearing, or misuse of any permit.

2. The Student Traffic Court shall consist of five students recommended by the President of the Associated Students and appointed by the President of the University. The Associate Dean of Students or his representative shall serve as secretary and advisor to the court. The court shall recommend to the Campus Planning Committee policies and regulations to govern the use and parking of student cars on University grounds.

Students who receive citations for the violation of Campus Traffic and Parking Regulations may present their cases to the student traffic court. Students who are cited for the violation of Campus Traffic and Parking Regulations and admit violating the Regulations, or are found guilty of the violation by the Student Traffic Court, may authorize the University to remove the amount of the penalty imposed from their breakage fee.

Any student who is found guilty in student Traffic Court of committing five (5) violations of Campus Parking Regulations during fall quarter or three violations of Campus Traffic and Parking Regulations during winter or spring quarter, may be cited to the Student Traffic Court as an habitual violator.

Any student who is found guilty in Student Traffic Court of violating Campus Traffic and Parking Regulations is also subject to the following sanctions which may be imposed by the Student Traffic Court:

a. Revocation of his parking permit.

b. Imposition of the sanctions permitted by I.B.3.f. of the Student Conduct Code.

c. Imposition of sanctions involving rendition of labor or services. Such sanctions may be imposed only in cases where principles of restitution or rehabilitation render such sanction peculiarly appropriate.

d. Referral of the case to student court.

Decision of the Traffic Court may be appealed to the Student Court within five office days.

Campus Traffic and Parking Regulations referred to herein above are those regulations appearing in the pamphlet entitled "Campus Parking Information and Regulations."
ARTICLE IX

FACULTY, STAFF AND VISITOR TRAFFIC COURT

Establishment of Faculty, Staff and Visitor Traffic Court:

1. Pursuant to the provisions of ORS 352.360 a Faculty, Staff and Visitor Traffic Court governing the use of motor vehicles is hereby established. This court will be conducted by a Petitions Officer appointed by the President. Rules of procedure and other matters relating to the administration and functioning of the court shall be developed by the Director of Fiscal Affairs, and approved by the President.

2. The Traffic Court shall be the agency to hear all petitions involving traffic citations (other than those enforced as state traffic violations in appropriate Courts of Law, and other than those involving students heard by the Student Traffic Court), and all other matters referred to the Faculty, Staff and Visitor Traffic Court in accordance with said regulations. Specifically, the jurisdiction of this court shall relate to petition by members of the faculty, members of the staff, and students who are exclusively enrolled in the classes of the Division of Continuing Education. The Petitions Traffic Court will also hear petitions by all other parties, as, for example, wives and families of staff and faculty who do not fall within the category of "students," members of the public who visit or bring cars upon the University campus, and all other persons whose appeals are not heard by the Student Traffic Court.

3. In considering petitions, the Faculty, Staff and Visitor Traffic Court shall have full authority to:

   a. Dismiss the violation.

   b. Find the individual not guilty of the charges in the traffic citation.

   c. Find the individual guilty of the violation, or of some lesser violation, and impose a penalty as the Court shall consider appropriate.

   d. Enter a finding of guilty, and, without imposing any penalty, issue a reprimand or warning or impose a penalty but suspend its payment.

   e. In addition, make recommendations to the University authorities as to the restriction or suspension of driving privileges, withdrawal of registration or parking privileges, dismissal, or other disciplinary action. Such action, however, shall be recommendatory only.

4. Other matters presented to the Traffic Court as provided in the University of Oregon Regulations governing the use of motor vehicles shall be considered by the Traffic Court and recommendations in relation thereto shall also be presented to the University authorities. Such actions, however, shall be recommendatory only.

5. All actions by the Traffic Court on petitions from citations, including findings of guilty or not guilty, and the imposition of penalties, shall be final, except that the President of the University, acting through the appropriate University executive, may review any case he considers appropriate within 60 days after the rendering of the Traffic Court's decision and may set aside or modify the findings of the Court. Any such order of modification or setting aside a finding shall be done only after the matter has been reviewed with the Traffic Court.
6. Nothing herein contained in any way limits the authority of the University Administration to take disciplinary action (as opposed to the imposition of a penalty, as provided in Paragraph 3 above) against any individual as a result of a traffic violation or the infraction of any traffic regulation of the University.

7. In considering petitions by individuals for traffic violations, the Traffic Court has the authority to investigate the circumstances involved in each appeal, and to call upon the members of the Security and Traffic Office, and of the Office of the Cashier during the course of its investigation and hearing.

ARTICLE X

PENALTIES FOR OFFENSES

Monetary penalties, as specified below, may be deducted from student deposits, and faculty or staff salaries or other funds in the possession of the institution, as provided by ORS 352.360 (2) as amended. In addition, other administrative and disciplinary sanctions may be applied as specified by the Student Conduct Code and subsequent University conduct regulations.

In cases involving repeat violations or where warranted by the immediate circumstances, vehicles may be towed and impounded and thus subject to towing and storage fees in addition to penalties. Towing is at the discretion of the enforcing officer.

Traffic tickets may either be presented to the individual, placed on the vehicle or mailed.

SCHEDULE OF PENALTIES

1. Failure to display parking permit $ 4.00
2. Speeding on University driveways 10.00
3. Improper driving on University property (on or off driveways) 10.00
4. Parking by a fire hydrant or in a posted fire lane 10.00
5. Blocking driveways, entrances or alleys 5.00
6. Counterfeiting, altering, defacing or transferring a parking permit to another motor vehicle for which the parking permit was not issued, or giving false information in an application or hearing or misuse of any permit 10.00
7. Parking in posted or reserved spaces 10.00
8. Parking on lawns, sidewalks, campus landscaped areas, or any area outside clearly delineated parking lots where such parking causes actual or potential damage to natural or landscaped features 10.00
9. Improper parking (including parking in a manner as to take the space of two automobiles, overtime in a limited loading zone, service drives or entrances, restricted area or failure to place the sticker properly in accordance with the regulations $ 2.00

10. Faculty/Staff parking two cars on campus simultaneously (Art. V-2) 5.00

LOADING ZONES

Persons having heavy or bulky packages, or materials to load or unload, may use ten minute loading zones located throughout the campus. No permits are required to use loading zones.

LOTS WITH SPECIAL RESTRICTIONS

There are several lots in which special restrictions apply. Some of these are as follows:

Johnson Hall
Parking only as indicated by existing signs.

Theatre Drive
Parking only as indicated by existing signs. No Student or Faculty/Staff parking at any time.

Deady—Willard Fire Lane (Red Curb)
No parking at any time.

Friendly Lot, Science Service Area
Denied to all but service vehicles, loading and unloading, and disabled persons day and night, as indicated by individual signs.

Museum of Art
Only for persons delivering items to the Museum and for Museum patrons. Must display visitor's permit.

Student Union
Reserved for visitors from 7 A.M. to 9 P.M., Monday through Friday, and disabled and reserved as shown on individual signs.
APPENDIX B

OREGON STATE UNIVERSITY
Corvallis, Oregon

YOUR CAR ON THE CAMPUS
1970-71

Regulations Governing the Use of Motor Vehicles

AUTHORITY TO ESTABLISH MOTOR VEHICLE REGULATIONS

Authority to establish regulations governing the use of motor vehicles on the Oregon State University Campus for visitors, faculty, staff, and students is derived from Oregon Statutes and action of the Oregon State Board of Higher Education pursuant to such statutes. The rules and regulations as herein published have been approved by the Office of the Chancellor and filed with the Secretary of State in accordance with the provisions of ORS 183.010 to 183.040. Strict enforcement of these regulations is necessary to minimize congestion, maintain safety on Campus streets, enhance security, and maximize the use of existing parking facilities.

APPLICATION OF MOTOR VEHICLE LAWS OF THE STATE OF OREGON AND CITY OF CORVALLIS

All motor vehicle laws of the State of Oregon and City of Corvallis, including specifically, but not by way of limitation, ORS Chapters 481, 482, 483, 484, 485, and 486 together with amendments hereafter adopted are applicable to the campus of Oregon State University to the same extent as if this campus and its streets were public highways, and all provisions of said motor vehicle laws are applicable and enforceable except insofar as they are incompatible or inconsistent with these regulations.

AUTHORITY OF CAMPUSS POLICE OFFICERS

All members of the Campus police have been designated as peace officers and are vested with full authority as such peace officers in accordance with the laws of the State of Oregon. Notices of violation of any of the provisions herein will be signed by campus policemen or other peace officers.

1. VEHICLE PARKING PERMITS.

a. All faculty, staff, and students - full or part time - who have motor vehicles in their possession or control for use on the Oregon State University campus and who use university-owned and designated vehicle-parking areas must purchase and display the proper parking permit. Use of university streets, driving lanes, or designated parking areas without displaying a parking permit can result in a $10 fine assessed by the university. (Provisions for visitors are covered in paragraph 5-k.)

b. Faculty, staff, and students wishing to park vehicles on campus at any time for any period, however short, except as provided in paragraph 5-g, must purchase or obtain appropriate permits in accordance with paragraph 3.

c. Parking permits must be attached only to the vehicles for which they are issued and whose license plates are as registered.
d. Purchased parking permits must be permanently affixed on automobiles to the left side of the front and rear bumpers. All expired permits must be removed or covered. If a vehicle is disposed of, permits must be removed.

e. Student parking permits normally shall be purchased during academic registration. Faculty and staff, and students unable to obtain permits during academic registration, may obtain permits from the Office of the Traffic Committee; (presently located in 12 Home Economics Building, phone 754-2583.)

2. DRIVER RESPONSIBILITY

a. All persons operating vehicles on campus are responsible for knowing and adhering to the regulations stated herein. The regulations are enforced at all times, including vacation periods.

b. The responsibility for locating a legal parking space rests with the operator of the motor vehicle. Lack of space is not a valid excuse for violating any Oregon State University parking regulation.

c. Regulations may change from time to time. In the event of conflict between traffic signs or markings and printed regulations, the signs or markings shall be followed.

d. Oregon State University cannot assume responsibility for any motor vehicle or its contents parked on university property or its environs. Individuals assume all risk of accident and property loss, for injury to persons, and for property damage.

3. PARKING PERMITS AND PARKING AREAS

a. STAFF PERMITS may be purchased by academic personnel with the rank of Professor, Associate Professor, Assistant Professor, Research Associate, or 1.00 Full Time Equivalent Instructors. Staff Permits also may be purchased by employees who have worked continuously at Oregon State University since October 1, 1962, and by classified employees whose state or federal salary is equivalent to or exceeds $800 per month. (1) The fee for a Staff Parking Permit is $24 per academic year. The permit is good through the summer term at no additional charge and will expire on September 30, 1971. (2) Emeritus and retired personnel may be issued a Staff Permit without charge upon application at the Traffic Committee Office. (3) Vehicles displaying Staff Permits may park in any campus designated parking area from 6:00 A.M. to 2:00 A.M. of the following day provided all posted signs are observed. (4) Students are not permitted to drive vehicles with Staff Permits within the campus traffic boundary during the hours of 7:00 A.M. to 5:00 P.M. on weekdays except as provided in paragraph 3-g.

b. LIMITED STAFF PERMITS may be purchased by any faculty and classified employees including those qualified for a Staff Permit as provided in paragraph 3-a above and by graduate students employed at least .6 Full Time Equivalent. (1) the fee for a Limited Staff Permit is $16 per academic year. The permit is good through the summer term at no additional charge and will expire on September 30, 1971. (2) Vehicles displaying Limited Staff Permits may park in all designated parking areas except those reserved for Staff Permits (red) from 6:00 A.M. to 2:00 A.M. of the following day provided all posted signs are observed. (3) Other areas (red) may be utilized from 5:00 P.M. to 2:00 A.M. of the following day on weekdays and from 6:00 A.M. Saturdays, Sundays and holidays until 2:00 A.M. of the following day. (4) Students are not permitted to drive vehicles with Limited Staff Permits within the campus traffic boundary during the hours 7:00 A.M. to 5:00 P.M. on week days except as provided in paragraph 3-g.
c. LIMITED STUDENT PERMITS may be purchased by students who live off campus and wish to bring vehicles on the campus. (1) The fee for a Limited Student Permit is $14 per academic year. The permit is good through the summer term at no additional charge and will expire on September 30, 1971. (2) Vehicles displaying Limited Student Permits may park in student areas (green) and residence hall areas (yellow) from 6:00 A.M. to 2:00 A.M. of the following day. (3) Other areas (red and blue) may be utilized from 5:00 P.M. to 2:00 A.M. of the following day on weekdays, and from 6:00 A.M. Saturdays, Sundays and holidays until 2:00 A.M. of the following day. (4) Students are not permitted to drive vehicles with Staff or Limited Staff Permits within the campus traffic boundary during the hours 7:00 A.M. to 5:00 P.M. on week days, except as provided in paragraph 3-g.

d. RESIDENCE HALL PERMITS may be purchased by students living in campus housing and who wish to bring vehicles on the campus. (1) The fee for a Residence Hall Permit is $16 per academic year. The permit is good through the summer term at no additional charge and will expire on September 30, 1971. (2) Vehicles displaying Residence Hall Permits may park in Residence Hall areas (yellow) at any time and in Limited Student areas (green) from 6:00 A.M. to 2:00 A.M. the following day. (3) Other areas (red and blue) may be utilized from 5:00 P.M. to 2:00 A.M. of the following day on week days, from 6:00 A.M. Saturdays, Sundays and holidays until 2:00 A.M. of the following day. (4) Students are not permitted to drive vehicles with Staff or Limited Staff Permits within the campus boundary during the hours 7:00 A.M. to 5:00 P.M. on week days, except as noted in paragraph 3-g.

e. MOTORCYCLE AND SCOOTER PERMITS may be purchased for a fee of $8 per academic year. The permit is good through the summer term at no additional charge and will expire on September 30, 1971. Motorcycles and scooters will be parked and driven on campus according to instructions contained in paragraph 9.

f. DIVISION OF CONTINUING EDUCATION PERMITS will be issued to students who are attending only DCE evening classes for a fee of $2 per term for campus parking areas entered via Information Centers between 5:00 P.M. and 2:00 A.M. of the following day. Division of Continuing Education students may apply for a DCE Parking Permit for the school term by submitting a completed Motor Vehicles Registration Card and the $2 fee to the Oregon State University Cashier, Administration Building, Corvallis, Oregon.

g. SPECIAL PERMITS may be issued at the Office of the Campus Traffic Committee under the following circumstances: (1) Students, Staff, and Faculty who wish to bring a vehicle on the campus on a temporary basis up to one week in duration and have a valid reason therefor will be issued a temporary permit of the appropriate class for a fee of $1 per week; (2) Persons able to demonstrate unusual need to use a vehicle on the campus for a limited period may obtain a temporary permit for a vehicle already identified by one of the regular purchased permits described above; (3) Permanently disabled persons may be issued a special permit upon application, after an appropriate permit has been purchased; (4) The purchase of a special parking permit is required by persons, not directly associated with the University, but who conduct repeated business on campus and who desire to park a personal (privately owned) vehicle in any designated campus parking space. The fee for the special permit will be at not less than the annual rate established for a Staff Parking Permit, but may be purchased for a period less than annually at fractional rates. (5) Staff and students employed on campus between the hours of 2:00 A.M. and 8:00 A.M. may apply for a set of "N" (night parking) stickers at no cost for their vehicle.

h. SUMMER TERM PERMITS may be purchased by the following personnel for the fee indicated: (1) Students—$4; (2) Limited Staff—$4; (3) Staff—$6; (4) Motorcycle and Scooters—$2. These permits are good through the summer term and expire on September 30, 1971.
i. SUBSTITUTE (SECOND) VEHICLE PERMITS may be purchased for a fee of $2 per set, provided proof of vehicle ownership is presented to the Office of the Traffic Committee. Only one set of substitute permits will be issued for each original permit. Purchasers of substitute permits may have only one vehicle on campus at a time except when the second vehicle, with a Staff Permit, assumes the status of an occasional visitor, parking in the coin-operated fee lot. Abuse of the substitute permit may result in automatic revocation of parking privileges for the remainder of the school year.

j. REPLACEMENT VEHICLE PERMITS may be purchased for a fee of $2 per set. Replacement permits may be obtained for original or substitute permits that have been destroyed or if the vehicle has been sold. Proof of vehicle ownership and evidence of the old permit must be presented, or a signed certification of permit destruction turned in to the Office of the Traffic Committee.

k. VISITORS' VEHICLES are required to display Courtesy Parking Permits, obtained at the campus Information Centers. Visitors' vehicles may be parked, provided all posted traffic signs are observed, in the designated visitor parking areas from 7:00 A.M. to 5:00 P.M. and thereafter in any parking areas until 2:00 A.M. If Information Centers are not open, visitors may park during such hours without a Courtesy Parking Permit. (Also see parking privileges that are specified in paragraph 5-g(1).) Visitors staying overnight in a Residence Hall can obtain parking instructions from the Residence Hall desk clerk, or from the Campus Police by dialing 1473 from any campus phone.

1. COIN-OPERATED FEE PARKING is provided for visitors' vehicles and for faculty and staff personnel displaying full Staff Parking Permits on their vehicles in the parking lot located across from the OSU Book Store. The parking fee rate is $.25 per entry from 7:00 A.M. to 4:00 P.M. on weekdays. During the other times as posted, the gate will be raised and the parking in this lot is available to all vehicles displaying Parking Permit.

4. REFUNDS

a. Students or staff members who leave the university, sell their vehicles without replacing them, or are dissatisfied with the parking permit are entitled to refunds which will be made only for whole terms (Fall, Winter, Spring) remaining, and upon the return of the sticker or fragments thereof showing the registration numbers. Refunds for a term will not be made after the published date for late school registration for that term.

5. DRIVING AND PARKING REGULATIONS ON CAMPUS

a. Anyone operating a vehicle on campus shall observe speed limits, barricades, bicycle lanes, crosswalks, No-U turns, stop signs and all other traffic signs, and regulations and shall drive in a safe and prudent manner. The speed limit on campus is 15 m.p.h. at all times unless otherwise posted. Driving or parking vehicles on sidewalks, lawns, driving lanes, turning lanes, and other areas not designated for driving or parking is prohibited.

b. Campus traffic boundaries and parking areas are indicated on the campus traffic map, printed and issued with these regulations.

c. Only vehicles with staff or limited staff permits and visitors' vehicles with permits will be authorized entrance at Information Centers during the hours 7:00 A.M. to 5:00 P.M. on week days, except as noted in paragraph 3-g.

d. Students are not permitted to drive vehicles with Staff or Limited Staff permits within the campus traffic boundary during the hours 7:00 A.M. to 5:00 P.M. on week days, except as provided in paragraph 3-g(2).
e. To prevent blocking of sidewalks or damaging shrubs, all vehicles shall park
headed into the curb except in parallel parking zones. Vehicles shall park within
indicated boundaries.

f. Vehicles shall not be parked in loading zones at any time for any purpose other
than loading and unloading and for such purpose maximum time is 10 minutes.

g. Parking is permitted to all vehicles, without parking permits, in certain
university-owned lots and areas during certain hours as follows: (1) Parking from
5:00 P.M. to 2:00 A.M. of the following day on weekdays, and from 6:00 A.M. to 2:00 A.M.
the following day on Saturdays, Sundays, and holidays is permitted to all vehicles in
those peripheral parking areas on campus that can be entered without driving by the
Information Centers or against a "DO NOT ENTER" or one-way traffic street sign. (2) All
vehicles parked on university property are required to observe posted traffic signs and
parking discipline.

h. Vehicles other than those displaying Residence Hall Parking Permits are pro-
hibited from parking on campus from 2:00 A.M. to 6:00 A.M. daily. Vehicles with Resi-
dence Hall Permits MUST park during those hours in the areas designated by the yellow
color on the map in this publication.

6. TRAFFIC COMMITTEE AND TRAFFIC COURTS

a. The Traffic Committee is responsible to the President for the administration
and modification of traffic regulations, and all suggestions for their enforcement,
modification, or amplification should be referred to the Traffic Committee.

b. Any matter referred to the Traffic Committee will be considered by the Traffic
Committee or referred to the appropriate Court to determine what action, if any, is
required. Such action will normally be in the form of an appropriate recommendation
to the President's Office, through the Dean of Administration, Dean of Students, or
Dean of Faculty.

c. Hearings on student violations (except Division of Continuing Education) will
be conducted by the Student Traffic Court; hearings on violations by others will be
conducted by the Staff Traffic Court.

7. PENALTIES FOR OFFENSES

a. Failure to display parking permit on vehicle parked within campus traffic
boundary in violation of these regulations: Fine to $10.

b. Falsification of information or altering, defacing, or transferring a parking
permit to another motor vehicle for which a parking permit was not issued: Fine to $10
and/or revocation of the parking permit.

c. Parking offense: Fine to $5.

d. Any other violation of these regulations: Fine to $10.

e. IMPROPER DRIVING including, but not limited to, such offenses as reckless
driving, driving while intoxicated, speeding, driving the wrong way on a one-way street,
running stop signs, excessive noise, and offenses not otherwise specified herein, which
are a violation of the motor vehicle laws of the State of Oregon or City of Corvallis,
may be prosecuted in accordance with said laws in the appropriate State or municipal
courts.
f. Vehicles may be towed and impounded and are subject to towing and storage fees in addition to fines if, at the discretion of the enforing officer: (1) the vehicle is parked so as to constitute a hazard to public safety; (2) it is found on university landscaped areas; (3) campus traffic regulations and rules have been circumvented.

g. An excessive number of citations (six or more in a school year) may result in forfeiture of a parking permit by the Traffic Administrator for the balance of the school year. (This action may be appealed to the appropriate Staff or Student Traffic Court.) Failure to forefeit a parking permit or to comply with instructions against driving a vehicle within the boundaries of the university campus can result in the violator's vehicle being impounded by the campus police when found on campus.

8. ENFORCEMENT OF PENALTIES

a. All penalties prescribed in paragraph 7, other than for violations enforced in appropriate courts of law as provided in paragraph 7-e, will be administratively enforced by Oregon State University. For all traffic violations administratively enforced by Oregon State University, the violator will receive a traffic citation or notice of the offense with which he is being charged, together with the scheduled fine for said violations in accordance with the penalties set forth in paragraph 7.

b. In such traffic violations, the person charged may pay the amount of the penalty to the university at the Cashier's Office, Oregon State University, by the date indicated on the traffic citation or notice.

c. A person charged with such a violation may, at his option, have the matter presented to and heard before the Staff Traffic Court or the Student Traffic Court, whichever is appropriate. (For visitors, the Staff Traffic Court will be the appropriate hearing body.) In such cases, the appropriate court shall hear the matter and render judgment, and its findings shall be conclusive subject to appeal to the University President. A person desiring a hearing before the Staff or Student Traffic Court should appear at the Office of the Traffic Committee within the time specified on the traffic citation. UPON PAYMENT TO THE CASHIER OF BAIL IN THE AMOUNT NOTED ON THE TRAFFIC VIOLATION NOTICE AND THE PREPARATION OF A REQUEST FOR HEARING INDICATING WHY THE PUNISHMENT SHOULD NOT BE IMPOSED, his case will be scheduled for review by the appropriate court.

d. A student who fails to tender payment to the university for any such traffic citation received, or to post bail and request a hearing before the Student Traffic Court on or before the date specified in the traffic citation, will after written notice, have the fine deducted from his general deposit.

e. The student's right to receive his registration packet and to enroll during the registration period will also be denied if any penalties owing under these regulations remain unpaid at the time of registration.

f. A faculty or staff member who fails to tender payment to the university for any such traffic citation received, or to post bail and request a hearing before the Staff Traffic Court on or before the date specified in the traffic citation will, after written notice, have the fine deducted from his payroll check.
9. MOTORCYCLE AND SCOOTER PARKING

a. Parking areas for motorcycles and scooters are specifically allocated and marked as follows: SW Corner of Campus Way and 15th Street; NW gate of Bell Field on 26th Street; East side of Park Terrace south of Monroe Street; South of Callahan Hall on Adams Street; SW corner of Sackett parking lot; west end of lower campus parking lot and additional areas as designated.

b. Motorcycles and scooters with permits may also be parked in any student parking area providing they do not take an automobile parking space or hinder the maneuverability of parked automobiles.

c. Motorcycles and scooters are prohibited from parking in any yellow painted areas, crosswalks, loading zones, time limit zones, bicycle parking areas, or in the interior of campus buildings.

d. Motorcycles and scooters will not be permitted to drive on or park in any areas of the campus entered via the Information Centers during the hours of 7:00 A.M. to 5:00 P.M. on weekdays, except as authorized pursuant to paragraph 3-g.
OREGON STATE UNIVERSITY

YOUR BICYCLE ON THE CAMPUS
1970-71

A Corvallis City Ordinance requires that all bicycles be registered with and licensed by the Corvallis Police Department at a cost of $0.50. Licenses issued during 1969 and 1970 will expire on December 31, 1970, and must be renewed by January 31, 1971.

Bicycles must be registered at the City of Corvallis Police Station, 6th and Monroe Street. The frame or serial number of the bicycle is required at registration.

All bicycle registrants will receive a sticker type permit and a registration card. The Permit must be affixed to the frame facing the front, just below the seat. The registration card must be carried at all times, attesting to legal ownership and proper registration.

Bicycles are considered as regular traffic, and their operation will be in accordance with Campus Traffic Regulations and Corvallis' City Ordinances. On-campus violations will be cited by Campus Police; violators in the city proper will be cited by the City Police and required to appear in court.

Bicycle lanes are installed on all one-way streets on campus, and on the sidewalk east of Beekell Hall leading from the Weniger Hall parking lot to Campus Way, and east of Covell Hall. (The latter is the only instance where bicycles may be ridden on the sidewalk and riding must be confined to the lane provided.) The bicycle lanes will be used by those going against motor traffic only. Those moving with motor traffic will use the same lane as motor traffic, and will stay to the right, in single file.

The following specific regulations must be observed while operating bicycles on the campus:

a) Stop at all stop signs.
b) Do not ride bicycles on the sidewalk, except as indicated above.
c) Except for the lanes provided, do not ride against one-way traffic.
d) Register any bicycle operated on campus, and display a permit.
e) Use bicycle racks when they are available and reasonably near.
f) Observe courtesy at crosswalks in favor of foot traffic.
g) Do not ride or park inside of buildings at any time.
h) During hours of darkness a white light must be displayed to the front, and a red light or reflector to the rear.

Violations are subject to fine up to $5. Repeated violations may result in the bicycle's being impounded for the balance of the school term.
Dr. Robert D. Clark, President
University of Oregon
Eugene, Oregon 97403

Dear Dr. Clark:

I have just received Dean Duncan's letter of July 31, 1970 to my client, Dr. Irving Wainer, notifying him that you have concluded that under the law the University has no choice but to terminate his remuneration as a research associate.

On behalf of Dr. Wainer, I am requesting that you reconsider this decision or, in the alternative, that you forward this letter to the State Board of Higher Education and Dr. Wainer's request that they consider reversing your decision.

Dr. Wainer's grounds for asking your reconsideration or reversal by the State Board of Higher Education are as follows:

1. Your decision was made on the basis of alleged occasions of disruption which were not included in the letter Dr. Watters wrote on your behalf June 4, 1970 to Dr. Wainer. That letter specifically states that you will determine your legal responsibilities with respect to the use of the federal funds on the basis of what Dr. Campbell's committee will ascertain. The only matters before Dr. Campbell's committee were the instances involving the ROTC, Chorney Hall, May 14, 1970 and at Autzen Stadium on May 28, 1970.

2. In neither of the above instances was the disruption substantial. The record of the hearing will bear out that Major McDaniels stayed away from his desk for approximately 25 minutes, watching the "Guerrilla theater" outside of Chorney Hall without any reasonable basis for believing that there was any danger to himself or ROTC and University property. At Autzen Stadium, Col. Curtis, because of heckling in which Dr. Wainer admittedly participated, decided not to give his speech to the cadets. The record also shows that the heckling was only part of the reason why the speech wasn't given and that Dr. Wainer and his group were never asked to stop it nor were they asked to leave the stadium.

3. The fact-finding committee headed by Dr. Campbell never allowed Dr. Wainer to present his witnesses although we repeatedly and emphatically asked the committee to reconvene, as it had agreed to do, in order to allow these witnesses to be heard. The other side presented its witnesses. In his letter to you of July 31, 1970, Professor Chapin D. Clark, president of the University of Oregon MUP Chapter, makes it
clear that he and several other AAUP leaders believe that this request was reasonable and that Dr. Wainer's witnesses should have been heard by the committee before it presented its report to you.

4. Dean Duncan's letter to Dr. Wainer states that you are acting under the provisions of federal law, including Public Law 91-204, but it is a fact that Public Law 91-204 is an appropriation bill for the fiscal year ending June 30, 1970 and that you are acting on the basis of what you presume the law to be without, however, having the text of the law at hand.

It is Dr. Wainer's hope that you will reconsider your decision until Dr. Campbell's committee has heard Dr. Wainer's witnesses and submitted its report to you in accordance with Dr. Wattle's letter of June 4, 1970 to Dr. Wainer.

Sincerely yours,

Charles C. Porter

cc: Dean Charles T. Duncan
SPACE NEEDS
FOR INSTITUTIONS WITHIN
THE
OREGON STATE SYSTEM OF
HIGHER EDUCATION

A SUMMARY OF REQUIREMENTS FOR MEETING
IMMEDIATE AND LONG-RANGE NEEDS FOR CAPITAL CONSTRUCTION

OREGON STATE BOARD OF HIGHER EDUCATION
OFFICE OF FACILITIES PLANNING
August 18, 1970
IMMEDIATE NEEDS

FOR 1971 - 1973

Offsets - $4,461,000
(Gifts, Grants, etc.)

Article XI-F(1)
Bonding and/or
Auxiliary Enterprises
Balances

$29,190,000

Article XI-G Bonding

$28,229,500

General Fund
Appropriation

$28,229,500

EOC - $1,230,000
OCE - 8,395,000
OSU - 27,240,000
SOC - 9,585,000
UO - 17,480,000
PSU - 9,450,000
UODS - 3,235,000
UOMS - 5,775,000
OTI - 4,410,000
DCE - 2,080,000
Land - 1,230,000

Total - $90,110,000
LONG-RANGE NEEDS

1973 - 1975

Educational and General Plant
$122,945,000

Auxiliary Enterprises
$23,910,000

1975 - 1977

Educational and General Plant
$112,165,000

Auxiliary Enterprises
$20,330,000
THese space requirements are developed within the framework of:

- Goals for a Livable Oregon
- Cooperation with the Oregon Educational Coordinating Council
- Oregon State System of Higher Education Objectives
- Institutional Guidelines
- Long-Range Master Campus Plan
- Admission Policies
- Enrollment Projections
- Space Use Objectives and Building Planning Standards
- Land Acquisition Policies
- Other Capital Construction Policies Relating to:
  - Categories of Capital Outlay Expenditures
  - Cost Allocation of Utility Services
  - Capacity to Finance Auxiliary Enterprises Projects
  - Air Conditioning
  - Bid Procedures
  - Appointment of Professional Consultants

**Note** - The Oregon State Board of Higher Education's request for $90,110,000 for 1971-1973 does NOT include many projects (estimated to cost more than $49,000,000) which have been deferred to later biennia, even though there is adequate statistical justification for requesting them during 1971-1973.
To document the OREGON STATE BOARD OF HIGHER EDUCATION'S request of $90,110,000 for capital outlay during 1971-1973, it is necessary to

- REVIEW PAST EVENTS

and

- LOOK TO THE FUTURE

REFLECTING UPON PAST EVENTS - The OREGON STATE SYSTEM OF HIGHER EDUCATION faces a deficit of over 7 million gross square feet of academic and auxiliary enterprises space.

LOOKING TO THE FUTURE - The institutions within the OREGON STATE SYSTEM OF HIGHER EDUCATION will continue to develop in a systematic way, consistent with the goals of the State of Oregon, and additional facilities must be provided.

---WHY THE CURRENT DEFICIT OF SPACE---

ENROLLMENTS -

Student enrollments have more than quadrupled since 1951 - from 12,907* to 54,291 in 1969.

GROSS AREA -

Although enrollments have increased 320 percent, the gross area of all space, including auxiliary enterprise projects, increased only about 146 percent.

When considering the facilities within the EDUCATIONAL AND GENERAL PLANT, such as classrooms, laboratories, libraries, faculty offices, etc., the gross area increased only about 107 percent.

These increases include the new Dental School Building in Portland and all of the facilities on the new campus of Oregon Technical Institute in Klamath Falls.

*Oregon Technical Institute was not a part of the State System of Higher Education until July 1, 1960.
NEW DEMANDS

The knowledge explosion and demands by society, by business and industry of Oregon have created a need for facilities for instruction and research which are more costly and more complex than ever before.

CONSTRUCTION COSTS

Building costs have been rising rapidly and are likely to continue to rise each year.

The ENGINEERING NEWS-RECORD indicates that the Building Cost Index has nearly doubled since 1951 — from 383 in 1951 to 753 in March 1970.¹

December 1970 prices are estimated to be about 8.7 percent above those in December 1969.

An article in the ENGINEERING NEWS-RECORD estimates that the first three years of the 70's will shrink the construction dollar as much as did the whole decade of the 60's.²

--EACH YEAR'S DELAY IN CONSTRUCTION MEANS WE ARE GETTING LESS SPACE FOR THE AMOUNT OF MONEY.

OBsolescence

Outmoded buildings and spaces that are insufficient or unsuited to the program of the institution create a significant deterioration in Educational QUALITY and PRODUCTIVITY.


ANOTHER FACTOR CAUSING THE DEFICIT:

DOCUMENTED REQUESTS VS. APPROPRIATIONS


COMPARISON OF DOCUMENTED REQUESTS WITH APPROPRIATIONS AND BOND BORROWING AUTHORIZATIONS FROM 1957-1959 TO 1969-1971
(In Millions of Dollars)
WHAT USE IS BEING MADE OF AVAILABLE SPACE?

Annual space use studies reveal that the Oregon State System of Higher Education is effectively using the space that has been provided:

** Scheduled occupancy of classroom space in Fall Term 1969 was 160 percent of the scheduled occupancy of classrooms in Fall Term 1959.

** Scheduled occupancy of classroom student stations has doubled since 1959.

** Scheduled occupancy of laboratory student stations in Fall Term 1969 was 140 percent of the scheduled occupancy of laboratory student stations in Fall Term 1959.

** Over one-fourth of all office stations are either obsolete or identified as interim office stations. Storerooms and closets have been converted into offices. Many offices have been assigned extra persons.

** Libraries within the State System are overcrowded. They have not been able to provide seating to meet the Board's standards or national planning standards.

** Recreational spaces for students are grossly overcrowded.

** Student centers cannot meet the demands due to growth of student population.
ARE THERE DIFFERENT KINDS OF SPACE DEFICITS?

YES!

1. Space which exists but is OBSOLETE or SUBSTANDARD
2. Space which has not been provided despite ENROLLMENT GROWTH
3. Space which must be provided to meet ENROLLMENT PROJECTIONS
4. Space which must be provided to meet NEW TECHNOLOGIES and NEW TECHNIQUES

NEED TO CATCH UP AND MEET DEMANDS IN EDUCATIONAL AND GENERAL PLANT

A recent physical facilities inventory indicates:

** Within the OREGON STATE SYSTEM OF HIGHER EDUCATION, there are approximately 8,257,347 gross square feet of space assigned to the EDUCATIONAL AND GENERAL PLANT - classrooms, laboratories, office buildings, libraries, physical plant, etc.
** Many of these existing buildings are old.
** The obsolescence factor is quite large.
When ratings of the OREGON EDUCATIONAL COORDINATING COUNCIL are applied, some spaces require RAZING or MAJOR REHABILITATION (some of these spaces have been called the "WORST ON THE WEST COAST" by U. S. PUBLIC HEALTH SERVICE AND NATIONAL SCIENCE FOUNDATION representatives).

Those buildings needing MAJOR remodeling would require replacement of HEATING, PLUMBING, LIGHTING, ELECTRICAL SERVICE and FIRE SAFETY to bring them up to STANDARD.
OVER 40% OF EDUCATIONAL AND GENERAL PLANT IS SUBSTANDARD
(According to Oregon Educational Coordinating Council Ratings)

PERCENTAGE OF GROSS AREA OF EDUCATIONAL AND GENERAL PLANT
RATED ACCORDING TO BUILDING CONDITION

18.5%
24 Buildings
1,525,094 Sq. Ft.
NEED MINOR REHABILITATION

11.8%
26 Buildings
971,132 Sq. Ft.
NEED MAJOR REHABILITATION

11.5%
101 Buildings
952,678 Sq. Ft.
NEED TO BE RAZED

MANY OF THESE BUILDINGS:
* Have been a major hinderance to efficient operations
* Include facilities that are considerably inferior to those at many Oregon high schools
* Require excessive amounts of maintenance
* Cause heating to be inordinately expensive
* Contain lighting and wiring which is SUBSTANDARD
* Lack mechanical ventilation

The ABSENCE of ADEQUATE space has caused UNNECESSARY DUPLICATION of RECORDS and PERSONNEL.
NEED TO CATCH UP TO MEET THE DEMANDS CREATED BY ENROLLMENT GROWTH

Enrollments at the six institutions* have grown like this:

1951: 12,032
1956: 17,664
1960: 23,415
1966: 41,824
1969: 51,619

A 329% INCREASE since 1951

The Gross Area of EDUCATIONAL and GENERAL PLANT has grown like this:

1951: 3,611,374 square feet
1960: 4,712,539 square feet
1969: 6,875,389 square feet

BUT - ONLY 90.3% INCREASE since 1951.

*EOC, OCE, OSU, SOC, UO and PSU.
The figures indicated are based upon Fall Term headcount enrollments.
SINCE 1951 there has been a DOWNSWARD trend in space per student at these six institutions in the State System.

In 1951 the six institutions had an average of 300 GROSS SQUARE FEET of EDUCATIONAL and GENERAL PLANT space per student. By 1969 the average had decreased to only 133 GROSS SQUARE FEET per student.

HOW ENROLLMENT GROWTH SHRINKS SPACE
(Educational and General Plant at Six Institutions*)

<table>
<thead>
<tr>
<th>Year</th>
<th>Students</th>
<th>Space (square feet)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1951</td>
<td>12,032</td>
<td>300 s.f.</td>
</tr>
<tr>
<td>1960</td>
<td>23,415</td>
<td>201 s.f.</td>
</tr>
<tr>
<td>1969</td>
<td>51,619</td>
<td>133 s.f.</td>
</tr>
</tbody>
</table>

*EOC, OCE, OSU, SOC, UO and PSU.
TO HAVE AN APPROPRIATE GOAL OF SPACE PER STUDENT,
WE NEED TO REVERSE THE PRESENT TREND

Although it is difficult to use a SINGLE average SPACE PER STUDENT figure to calculate accurately the amount of space needed for every institution, and for all types of teaching at all levels, an average is useful for approximating the total amount needed.

For example, a FRESHMAN taking a basic introductory curriculum may need only 100 square feet of space. However, a graduate student in NUCLEAR PHYSICS or MOLECULAR BIOLOGY may need as much as 500 square feet of space for his work.

The U. S. OFFICE of EDUCATION, many STATE AGENCIES and INSTITUTIONAL PLANNERS throughout the UNITED STATES have used a "STANDARD" of 200 square feet of academic space per student as a REASONABLE and CONSERVATIVE goal.

Presently, the six institutions have 6,875,389 gross square feet of academic space. If the typical figure of 200 gross square feet per student was applied, calculations indicate a need of 3,448,411 additional square feet of space for the enrollment on campus or area of development during FALL TERM 1969.

NEED - Approximately 2,000,000 gross square feet of space to provide a reasonable and conservative amount per student since the 1967 and 1969 Legislatures authorized about 1,500,000 square feet of academic space.
NEED SPACE TO MEET THE PROJECTED ENROLLMENT GROWTH

** The STATE SYSTEM expects enrollments at the six institutions to increase from 51,619 in 1969 to 61,183 in 1974.

- The number of young people in Oregon continues to rise, even though the rate of growth in the 18-24 year-old category may be somewhat slower.

- While the number of high school graduates continues to increase, the percentage of those who plan to attend college is rising also.

- The developing community colleges in Oregon are expected to increase the number of transfer students entering the colleges and universities of the STATE SYSTEM.

** Facilities are needed to take care of the almost 10,000 more students anticipated by 1974-75. CONSERVATIVELY, an average of 200 gross square feet of academic space will be needed for each of these students.

** NEED - At least 2,000,000 square feet of additional academic space to keep up with the projected enrollment growth.
**** IN SUMMARY ****

OREGON IS FACED WITH A NEED TO:

1. REPLACE - 1,000,000 gross square feet of OBSOLETE and SUBSTANDARD space

2. FIX UP - 1,000,000 gross square feet of space through MAJOR REHABILITATION

3. CATCH UP - 2,000,000 gross square feet of unbuilt space - caused by enrollment growth in six institutions*

4. KEEP UP - 2,000,000 gross square feet of new space needed for enrollment growth to 1974-75 for six institutions*

*EOC, OCE, OSU, SOC, UO and PSU.
NEED TO CATCH UP AND MEET DEMANDS OF AUXILIARY ENTERPRISES

In addition to the EDUCATIONAL and GENERAL PLANT spaces, the various units of the STATE SYSTEM occupy nearly FIVE MILLION gross square feet of space assigned to AUXILIARY ENTERPRISES, such as STUDENT CENTERS, RESIDENCE HALLS, CAFETERIAS, INDOOR ATHLETIC FACILITIES, STUDENT HEALTH CENTERS, ETC.

Buildings or other facilities for AUXILIARY ENTERPRISES are financed from SELF- LIQUIDATING BOND BORROWINGS under the provisions of ARTICLE XI-F(1) OF THE OREGON CONSTITUTION and/or BALANCES AVAILABLE FROM AUXILIARY ENTERPRISES OPERATIONS AND COMMINGLED STUDENT BUILDING FEES.
A survey conducted in Fall Term 1969 of the nine institutions within the State System identified where students were living. Only 23.2% were accommodated within institutionally-owned housing.

WHERE DID STUDENTS LIVE FALL TERM 1969?

2.2% - privately-financed residence halls
67.0% - private homes, apartments, etc.
0.7% - cooperatives
6.9% - Fraternities and sororities
2.4% - Institutionally-owned other housing (married student, etc.)
20.8% - Institutionally-owned residence halls

The FULL-TIME resident student needs:

RESIDENCE HALLS or MARRIED STUDENT HOUSING
STUDENT CENTERS
STUDENT HEALTH CENTERS
RECREATION AREAS

The COMMUTING student requires more than CLASSROOM, STUDY, AND LOCKER SPACE:

Eating places are needed - To Lunch, To Snack, To "Brown Bag"
Lounge areas are needed - To Socialize, to Relax, To Study
Parking facilities are needed - For his or her Car
NON-TAX FUNDS HAVE PARTIALLY MET THE DEMANDS OF AUXILIARY ENTERPRISES SPACE

** Approximately 44.1% of the gross area of AUXILIARY ENTERPRISES buildings is LESS than 10 years of age.

** OVER 80% of such space is LESS than 30 years of age.

** A number of older buildings which were originally used for residence halls have been converted to EDUCATIONAL and GENERAL PLANT

** HOWEVER **

** OVER 14% of the gross area of AUXILIARY ENTERPRISES buildings within the STATE SYSTEM was either constructed or acquired PRIOR to 1941.

PERCENTAGE OF GROSS AREA OF AUXILIARY ENTERPRISES RATED ACCORDING TO BUILDING CONDITION

<table>
<thead>
<tr>
<th>Percentage</th>
<th>Gross Square Feet</th>
<th>Condition</th>
</tr>
</thead>
<tbody>
<tr>
<td>15.6%</td>
<td>764,461</td>
<td>NEED MINOR REHABILITATION</td>
</tr>
<tr>
<td>6.1%</td>
<td>297,813</td>
<td>NEED MAJOR REHABILITATION</td>
</tr>
<tr>
<td>6.1%</td>
<td>298,133</td>
<td>NEED TO BE RAZED</td>
</tr>
</tbody>
</table>

NEED - Approximately 300,000 square feet of space to replace obsolete facilities and an additional 300,000 square feet of space needs MAJOR REHABILITATION.
OTHER AUXILIARY ENTERPRISES NEEDS INCLUDE:

ABOUT -

250,000 Gross square feet - OF SPACE FOR RESIDENCE HALLS AND FOOD SERVICE FACILITIES

100,000 Gross square feet - OF SPACE FOR NEW STUDENT CENTERS OR ADDITIONS TO EXISTING ONES

250,000 Gross square feet - OF SPACE FOR MARRIED STUDENT HOUSING

120,000 Gross square feet - OF RECREATIONAL SPACE

720,000 Total Gross square feet

IN SUMMARY

For the present, the OREGON STATE SYSTEM OF HIGHER EDUCATION has a need for more than 1,000,000 gross square feet (720,000 plus the 300,000 gross square feet to replace obsolete facilities) of new AUXILIARY ENTERPRISES space and MAJOR REMODELING of an additional 300,000 gross square feet of space.