

UNIVERSITY OF MISSOURI
Columbia . Kansas City . Rolla . St. Louis

BOARD OF CURATORS

Minutes of the Board of Curators Meeting
TelePresence
Columbia, Missouri
July 27, 2012

BOARD OF CURATORS MEETING – PUBLIC SESSION

A meeting of the University of Missouri Board of Curators was convened in public session at 9:04 A.M., on Friday, July 27, 2012, via TelePresence originating in Ellis Library TelePresence Center on the University of Missouri campus, Columbia, Missouri and at remote locations as follows: The Honorable David R. Bra
The Honorable Donald L. Cupps
The Honorable Don M. Downing
The Honorable Warren K. Erdman
The Honorable Wayne Goode
The Honorable Pamela Q. Henrickson

The Honorable David L. Steward was absent for the meeting.

Also Present

Mr. Timothy M. Wolfe, President, University of Missouri System
Mr. Stephen J. Owen, General Counsel
Ms. Cindy S. Harmon, Secretary of the Board of Curators
Miss Amy G. Johnson, Student Representative to the Board of Curators

Dr. Cheryl B. Schrader, Chancellor, Missouri University of Science and Technology
Dr. Robert W. Schwartz, Chief of Staff
Ms. Jennifer Hollingshead, Chief Communications Officer
Media Representatives

General Business

Consent Agenda

It was endorsed by President Wolfe, moved by Curator Erhardt and seconded by Curator Gooden that the following items be approved by consent agenda:

CONSENT AGENDA

1. Minutes of the Board of Curators Meeting, June ~~27~~ 26 2012
 2. Minutes of the Board of Curators Committee Meetings, June ~~27~~ 26, 2012
 3. Spinal Cord Injuries Research Program Proposal – James M. Lee, MU
 4. CRR 200.010 Amendment, Standard of Conduct and CRR 200.020 Amendment, Rules of Procedures in Student Conduct Matters, UM
 5. CRR 340.070.E Amendment, Faculty Leave, UM
 6. CRR 330.015 Amendment, Policy on Conflict of Interest, UM
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1. Minutes of the Board of Curators Meeting, June ~~27~~, 2012 – as provided to the Curators for review and approval.
 2. Minutes of the Board of Curators Committee Meetings, June-~~27~~, 2012 – as provided to the Curators for review and approval.
 3. Spinal Cord Injuries Research Program Proposal – James M. Lee, MU

Spinal Cord Injuries And Congenital Or Acquired Disease Processes Research Program

Proposal Recommended For Funding
2013

Quantum Dot

Total funding recommended \$117,871

4. CRR 200.010 Amendment, Standard of Conduct and CRR 200.020 Amendment, Rules of Procedures in Student Conduct Matters, UM

Chapter 200: Student Conduct
200.010 Standard of Conduct

Amended Bd. Min. 3-20-81; Bd. Min. 8-3-90, Bd. Min 5-19-94; Bd. Min. 5-24-01; Bd. Min. 7-27-12

A student enrolling in the University assumes an obligation to behave in a manner compatible with the University's function as an educational institution and voluntarily enters into a community of high achieving scholars. Consequently, students assume new privileges along with new responsibilities in accordance with the University's mission and expectations.

These expectations have been established in order to protect a specialized environment conducive to learning which fosters integrity, academic success, personal and professional growth, and responsible citizenship.

A. **Jurisdiction of the University of Missouri** generally shall be limited to conduct which occurs on the University of Missouri premises or at University-sponsored or University-supervised functions. However, nothing restrains the administration of the University of Missouri from taking appropriate action, including, but not limited to, the imposition of sanctions under Section 200.020(C), against students for conduct on or off University premises in order to protect the physical safety of students, faculty, staff, and visitors.

B. **Conduct** for which students are subject to sanctions falls into the following categories:

1. **Academic dishonesty**, such as cheating, plagiarism, or sabotage. The Board of Curators recognizes that academic honesty is essential for the intellectual life of the University. Faculty members have a special obligation to expect high standards of academic honesty in all student work. Students have a special obligation to adhere to such standards. In all cases of academic dishonesty, the instructor shall make an academic judgment about the student's grade on that work and in that course. The instructor shall report the alleged academic dishonesty to the Primary Administrative Officer.

a. The term **cheating** includes but is not limited to: (i) use of any unauthorized assistance in taking quizzes, tests, or examinations; (ii) dependence upon the aid of sources beyond those authorized by the instructor in writing papers, preparing reports, solving problems, or carrying out other assignments; (iii) acquisition or possession without permission of tests or other academic material belonging to a member of the University faculty or staff; or (iv) knowingly providing any unauthorized assistance to another student on quizzes, tests, or examinations.

b. The term **plagiarism** includes, but is not limited to: (i) use by paraphrase or direct quotation of the published or unpublished work of another person without fully and

properly crediting the author with footnotes, citations or bibliographical reference; (ii) unacknowledged use of materials prepared by another person or agency engaged in the selling of term papers or other academic materials; or (iii) unacknowledged use of original work/material that has been produced through collaboration with others without release in writing from collaborators.

c. The term **sabotage** includes, but is not limited to, the unauthorized interference with, modification of, or destruction of the work or intellectual property of another member of the University community.

2. **Forgery, alteration, or misuse** of University documents, records or identification, or knowingly furnishing false information to the University.
3. **Obstruction or disruption** of teaching, research, administration, conduct proceedings, or other University activities, including its public service functions on or off campus.
4. **Physical abuse, threats of violence**, or other conduct which threatens or endangers the health or safety of any person.
5. **Nonconsensual sexual behavior** including but not limited to rape; sexual assault; nonconsensual sexual touching of the genitals, breast or anus of another person or the touching of another with one's own genitals whether directly or through the clothing; or exposing one's genitals to another under circumstances in which he or she should reasonably know that his or her conduct is likely to cause affront or alarm, or sexual harassment.
6. **Stalking** another by following or engaging in a course of conduct with no legitimate purpose that puts another person reasonably in fear for his or her safety or would cause a reasonable person under the circumstances to be frightened, intimidated or emotionally distressed.
7. **Harassment** by engaging in a course of conduct directed at a specific person that serves no legitimate purpose that would cause a reasonable person under the circumstances to be frightened, intimidated, or emotionally distressed.
8. **Invasion of privacy** by photographing or recording (using electronic or other means) another person in a state of full or partial nudity in a place where one would have a reasonable expectation of privacy without that person's consent, and distributing or transmitting that image without that person's consent.
9. **Participating in attempted or actual theft** of, damage to, or possession without permission of property of the University or of a member of the University community or of a campus visitor.
10. **Unauthorized possession**, duplication or use of keys to any University facilities or unauthorized entry to or use of University facilities.
11. **Violation of University policies**, rules or regulations or of campus regulations including, but not limited to, those governing residence in University-provided housing, or the use of University facilities, or the time, place and manner of public expression.

12. **Manufacture, use, possession, sale or distribution of alcoholic beverages** or any controlled substance without proper prescription or required license or as expressly permitted by law or University regulations, including operating a vehicle on University property, or on streets or roadways adjacent to and abutting a campus, under the influence of alcohol or a controlled substance as prohibited by law of the state of Missouri.
13. **Disruptive or disorderly conduct** or lewd, indecent, or obscene conduct or expression.
14. **Failure to comply**

academic dishonesty, where the Chief Academic Administrator is the Primary Administrative Officer. Each Primary Administrative Officer may appoint designee(s) who are responsible for the administration of these conduct procedures, provided all such appointments must be in writing, filed with the Chancellor of the campus, and the office of General Counsel. The Primary Administrator's Office will certify in writing that the given designee has been trained in the administration of student conduct matters.

2. **Student Panel.** A panel of students appointed by the Chancellor, from which shall be selected by the Chair, upon the request of a student charged before the Student Conduct Committee, not more than three students to serve with the Student Conduct Committee.
3. **Student.** A person having once been admitted to the University who has not completed a course of study and who intends to or does continue a course of study in or through one of the campuses of the University. For the purpose of these rules, student status continues whether or not the University's academic programs are in session.
4. **Student Conduct Committee.** As used in these procedures, "Student Conduct Committee," hereinafter referred to as the Committee, is that body on each campus which is authorized to conduct hearings and to make dispositions under these procedures or a Hearing Panel of such body as herein defined.

C. Sanctions.

1. The following sanctions may be imposed upon any student found to have violated the Student Conduct Code; more than one of the sanctions may be imposed for any single violation:
 - a. **Warning.** A notice in writing to the student that the student is violating or has violated institutional regulations.
 - b. **Probation.** A written reprimand for violation of specified regulations. Probation is for a designated period of time and includes the probability of more severe sanctions if the student is found to be violating any institutional regulation(s) during the probationary period.
 - c. **Loss of Privileges.** Denial of specified privileges for a designated period of time.
 - d. **Restitution.** Compensation for loss, damage, or injury to the University or University property. This may take the form of appropriate service and/or monetary or material replacement.
 - e.

- i. University Suspension. Separation of the student from the University for a definite period of time, after which the student is eligible to return. Conditions for readmission may be specified.
 - j. University Expulsion. Permanent separation of the student from the University.
2. **Temporary Suspension.** The Chancellor or Designee may at any time temporarily suspend or deny readmission to a student from the University pending formal procedures when the Chancellor or Designee finds and believes from available information that the presence of a student on campus would seriously disrupt the University or constitute a danger to the health, Td [(/TT1 1 Tf 0 Tc 0 Tt55(t)1)1(on)1rohich vesTc 0 T-5(on)1(a)13(s)-5(t1(e)-11

whole Committee in those cases assigned to it. The Chair of the Committee or of a Hearing Panel shall count as one member of the Committee or Hearing Panel and have the same rights as other members.

3) Each Chancellor shall appoint a panel of students, to be known as the Student Panel. Upon written request of a student charged before the Committee, made at least seventy-two (72) hours prior to the hearing, the Chair of the Committee or Hearing Panel shall appoint from the Student Panel not more than three students to sit with the Committee or two students to sit with the Hearing Panel (as stated in 4.a.(2)) for that particular case. When students from the Student Panel serve at the request of a student charged, they shall have the same rights as other members of the Committee or Hearing Panel.

b. **General Statement of Procedures.** A student charged with a breach of the Student Conduct Code is entitled to a written notice and a formal hearing unless the matter is disposed of under the rules for informal disposition. Student conduct proceedings are not to be construed as judicial trials and need not wait for legal action before proceeding; but care shall be taken to comply as fully as possible with the spirit and intent of the procedural safeguards set forth herein. The Office of the General Counsel shall be legal adviser to the Committee and the Primary Administrative Officer/Designee(s).

c. **Notice.** The Primary Administrative Officer/Designee(s) shall initiate student conduct proceedings by arranging with the Chair to call a meeting of the Committee and by giving written notice by certified mail or personal delivery to the student charged with misconduct. The notice shall set forth the date, time, and place of the alleged violation and the date, time, and place of the hearing before the Committee. Notice by certified mail may be addressed to the last address currently on record with the University. Failure by the student to have a current correct local address on record with the University shall not be construed to invalidate such notice. The notice shall be given at least seven (7) consecutive days prior to the hearing, unless a shorter time be fixed by the Chair for good cause. Any request for continuance shall be made in writing to the Chair, who shall have the authority to continue the hearing if the request is timely and made for good cause. The Chair shall notify the Primary Administrative Officer/Designee(s) and the student of the new date for the hearing. If the student fails to appear at the scheduled time, the Committee may hear and determine the matter.

4. **Right to Petition for Review:** (other than University expulsion, University dismissal, or University suspension).

a. In all cases where the sanction imposed by the Committee is other than University expulsion, University dismissal, or University suspension, the Primary Administrative Officer/Designee(s), the charged student or the alleged victim, (referred to hereafter as the "complainant") in the case of nonconsensual sexual behavior may petition the Chancellor or Designee in writing for a review of the decision within five (5) calendar days after written notification. A copy of the Petition for Review must also be served upon the nonappealing party or parties within such time. The Petition for Review must state the grounds or reasons for review in detail, and the nonappealing party or parties may answer the petition within five (5) calendar days.

b. The Chancellor or Designee may grant or refuse the right of review. In all cases where the Petition for Review is refused, the action of the Committee shall be

General Counsel. Students subject to student honor systems shall have the rights of appeal as set forth in Section 200.020 E.6 and 7.

F. **Hearing Procedures.**

1. **Conduct of Hearing.** The Chair shall preside at the hearing, call the hearing to order, call the roll of the Committee in attendance, ascertain the presence or absence of the student charged with misconduct, read the notice of hearing and charges and verify the receipt of notices of charges by the student, report any continuances requested or granted, establish the presence of any adviser or counselor of the student, and call to the attention of the student charged and the adviser any special or extraordinary procedures to be employed during the hea

2. **Rights of Students Charged upon Hearing and of Complainants in the Case of Nonconsensual Sexual Behavior.** A student appearing before a Co

clarification of a procedural matter or object on the basis of procedure at any time by addressing the Chair after recognition.

7. **Record of Hearing.** An audio, video, digital or stenographic record of the hearing shall be maintained. The notice, exhibits, hearing record, and the findings and determination of the Committee shall become the "Record of the Case" and shall be filed in the Office of the Primary Administrative Officer/Designee(s) and for the purpose of review or appeal be accessible at reasonable times and places to both the University and the student(s) entitled to review or appeal.
 8. **Crimes of Violence and Non-Forcible Sex Offences.** In cases of alleged crimes of violence and non-forcible sex offences:
 - a. The alleged victim is entitled to have an adviser or counselor present during his or her participation in the hearing.
 - b. The alleged victim and the accused shall be informed of the outcome of any campus disciplinary proceeding brought alleging a crime of violence or non-forcible sexual assault.
5. CRR 340.070.E Amendment, Faculty Leave, UM –

Chapter 340: Employee Absences
340.070.E Faculty Leave

Bd. Min. 1-31-08; Amended 02.06.09, 12.10.10

- a. **Gift** -- Gift shall mean any tangible or intangible item or items having a monetary value in excess of \$75.
- b. **Prohibited Source** -- Prohibited source shall mean any person or entity, public or private, outside the University, with interests, financial or otherwise, that may be substantially affected by the recommendations, decisions, performance or non-performance of the official duties of the employee.

Exceptions -- The following shall not be considered a violation of this policy:

no schools or colleges should consider all relevant matters including such concerns as duplication of University courses or programs and accreditation standards.

Faculty-Authored Textbooks and Other Educational Materials.

Textbooks, tapes, software and other materials authored by the course instructor may be assigned to be purchased by students for a course taught by the author if the royalties arising from the purchase of the assigned materials are returned to the University of Missouri, another educational institution, a charitable organization, or a not-for-profit foundation. Any proceeds from other University uses of such materials, such as purchase by the library, shall be the property of the author. Course instructors or any other employee responsible for selecting, ordering, assigning course materials cannot accept gifts, development grants, or other compensation from any company or organization for the adoption of

do not represent a conflict of interest under other policies of the University.

Each division shall make an annual report to the Chancellor, or appropriate Vice President, indicating the aggregate time and the nature of the service performed for each individual engaged in consulting, including the area of technological transfer. These reports shall be transmitted annually to the President.

- F. **Use of University Stationery** -- Official University stationery may not be used in outside business, personal, and other private or political activities of employees. However, for use in such activities, faculty may have printed at their own expense personal business stationery carrying their academic title, University address and telephone number.
- G. **Use of University Logo** -- It is a violation of University policy to employ the name of the University or any of its graphic identification symbols in printed materials intended to endorse or promote individual enterprises or to otherwise enhance private gain without the written permission of the University President.
- H. **Appeals** -- Appeals of decisions made under these procedures should be brought to resolution informally and at the lowest possible administrative level. Should attempts to resolve appeals informally fail, procedures set forth in Collected Rules and Regulations, 370.010 and 380.010, shall be followed.

[1] Effective September 1, 1983, an employee classified as at least 75% full-time equivalence with an indicated appointment duration of at least six months and who is regularly scheduled to work a minimum of 30 hours per week is considered a full-time employee.

Roll call vote of Consent Agenda:

Curator Bradley voted yes.
Curator Capps voted yes.
Curator Downing voted yes.
Curator Erdman voted yes.
Curator Goode voted yes.
Curator Henrickson voted yes.
Curator Steward was absent

The motion carried.

Board of Curators standing committee meetings were convened at 9:10 am and concluded at 9:40 am

Finance Committee

Chairman Downing provided time for discussion of committee business.

Action

1. FY2014 State Capital Appropriations Request, UM
2. FY2014 State Appropriations Request for Operations, UM
3. Approval of Revised Budget and Funding, Wolpers and Johnston Halls Renovation, MU

FY2014 State Capital Appropriations Request, UM presented by Vice President Krawitz (information and slides on file)

It was recommended by Chancellor Deaton, Chancellor Morton, Chancellor Schrader and Chancellor George, endorsed by President Wolfe, recommended by the Finance Committee, moved by Curator Downing and seconded by Curator Cupps that the following action be approved:

Revenue Bonds	\$ 29,701,075
Residential Life Reserves	9,727,000
Campus Dining Reserves	<u>3,000,000</u>
Total Funding	\$42,428,075

Roll call vote Full Board:

- Curator Bradley voted yes.
- Curator Cupp voted yes.
- Curator Downing voted yes.
- Curator Erdman voted yes.
- Curator Gooden voted yes.
- Curator Henrickson voted yes.
- Curator Stewart was absent.

The motion carried.

Academic, Student and External Affairs Committee

Action

1. Degree Program Approval, Master of Science, Global Entrepreneurship and Innovation, UMKC
2. Adjourn, Academic, Student and External Affairs Committee meeting

Degree Program Approval, Master of Science, Global Entrepreneurship and Innovation, UMKC – presented by Senior Associate Vice President Graham (information on file)

It was recommended by Senior Associate Vice President Graham, endorsed by President Wolfe, recommended by the Academic, Student and External Affairs Committee, moved by Curator Henrickson, seconded by Curator Erdman, the following action by approved:

that the University of Missouri-Kansas City be authorized to submit the attached proposal for a Master of Science in Global Entrepreneurship and Innovation to the Coordinating Board for Higher Education for approval.

Roll call vote of the Board:

Roll call vote of the Board:

Curator Bradley voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Erdman voted yes.
Curator Gooden voted yes.
Curator Henrickson voted yes.
Curator Stewart was absent.

The motion carried.

It was moved by Curator Gooden and seconded by Curator Henrickson, that the public session of the Board of Curators meeting, July 27, 2012, be adjourned.

Roll call vote:

Curator Bradley voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Erdman voted yes.
Curator Gooden voted yes.
Curator Henrickson voted yes.
Curator Stewart was absent.

The motion carried

The open session ~~is~~ presence and teleconference

Present

The Honorable David R. Bradley
The Honorable Donald L. Cupps
The Honorable Don M Downing
The Honorable Warren K. Eiman
The Honorable Wayne Goode
The Honorable Pamela Q. Henrickson

The Honorable David L. Steward was absent for meeting.

Also Present

Curator Erdman voted yes.
Curator Goode voted yes.
Curator Henrickson voted yes.
Curator Steward was absent.

The motion carried.

The Compensation and Human Resources Committee meeting adjourned.

Board Secretary Harmon rejoined the meeting.

General Business

Senior Associate Vice President Graham joined the meeting.

Curators' Teaching Professor Emeritus, Carla Klausner, UMKC— presented by Senior Associate Vice President Graham

It was recommended by Chancellor E. Morton, endorsed by President Tim M. Wolfe, recommended by the Academic, Student and External Affairs Committee, moved by Curator Henrickson and seconded by Curator Erdman that the following action be approved:

that upon the recommendation of Chancellor E. Morton is recommended that Professor Carla L. Klausner be named to the position University of Missouri Curators' Teaching Professor Emeritus, effective September 2, 2012.

(The complete nomination materials are on file in the Office of Academic Affairs.)

Roll call vote of Board:

Curator Bradley voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Erdman voted yes.
Curator Goode voted yes.
Curator Henrickson voted yes.
Curator Steward was absent.

The motion carried.

Curators' Professor, Paul Rudy, UMKC Presented by Senior Associate Vice
President Graham

It was recommended by Chancellor Leo E. Morton, endorsed by President
Timothy M. Wolfe, recommended by the Academic, Student and External Affairs
Committee, moved by Curator Henricks and seconded by Curator Erdman, that the
following action be approved:

that upon the recommendation of Chancellor Morton, the Provost and the
Conservatory of Music and Dance is recommended that Professor Paul Rudy
be named to the position University of Missouri Curators' Professor, effective
September 1, 2012. Professor Rudy receive a \$10,000 annual stipend as long
as he holds this position. \$5,000 will go to increased compensation (salary and
benefits less applicable taxes) with the remaining \$5,000 available for
professional expenses associated with his

It was recommended by Chancellor Leo E. Morton, endorsed by President Timothy M. Wolfe, recommended by the Academic, Student and External Affairs Committee, moved by Curator Henricks, and seconded by Curator Erdman, that the following action be approved:

that upon the recommendation of Chancellor Morton, the Provost and the Dean of the College of Arts and Science, it is recommended Professor Dennis Merrill be named to the position University of Missouri Curators' Teaching Professor, effective September 1, 2012. Professor Merrill will receive a \$10,000 annual stipend as long as he holds this position. \$5,000 will go to increased compensation (salary and benefits less applicable taxes) with the remaining

Committee, moved by Curator Henrickson and seconded by Curator Erdman that the following action be approved:

that upon the recommendation of Chancellor Schrader and Provost Wray, it is approved that effective September 1, 2012 Larry Gragg, Curators' Teaching Professor, relinquish his title in accordance with section 320.070.D.4.d of the Collected Rules and Regulations so that he may assume the full administrative duties and title of Interim Vice Provost for Undergraduate Studies at Missouri University of Science & Technology. Furthermore, it is approved that Professor Gragg be permitted to reassume his title of Curators' Teaching Professor and position upon termination of his appointment as the Interim Vice Provost for Undergraduate Studies.

Roll call vote of Board:

Curator Bradley voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Erdman voted yes.
Curator Goode voted yes.
Curator Henrickson voted yes.
Curator Steward was absent

The motion carried.

Dr. Graham excused himself from the meeting.

General Counsel's Report presented by General Counsel Owens.

Contract for Employment Extension, Michael F. Alden, MU Director of Athletics
presented by General Counsel Owens

It was recommended by Chancellor Deaton, endorsed by President Wolfe, moved by Curator Erdman and seconded by Curator Cupps that the following action be approved:

Chancellor Deaton and President Wolfe may enter into an agreement with MU Athletics Director Michael F. Alden to extend the duration of his ~~curr~~ employment contract by two years to and including June 30, 2019, said agreement to be subject to approval as to legal form by General Counsel Owens.

Roll call vote of the Full Board:

Curator Bradley voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Erdman voted yes.
Curator Goode voted yes.
Curator Henrickson voted yes.
Curator Steward was absent.

The motion carried.

University President's Report to the Board of Curators on contracts and personnel – presented by President ~~Wolfe~~

It was moved by Curator Erdman and seconded by Curator Downing, that the meeting of the Board of Curators July 27, 2012, shall be adjourned.

Roll call vote:

Curator Bradley voted yes.
Curator Cupps voted yes.
Curator Downing voted yes.
Curator Erdman voted yes.
Curator Goode voted yes.
Curator Henrickson voted yes.
Curator Steward was absent

The motion carried.

There being no further business to come before the Board of Curators, the meeting was adjourned at 11:25 A.M., on Friday, July 27, 2012

Respectfully submitted,

Cindy S. Harmon
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