

Minutes of the University Senate, May 9, 1968 (Con't)

that Committee's behalf, three amendments to the proposed statement, as follows:

1. that the policy be entitled "Policy of the University of Kentucky Governing Guest Speakers".
2. that paragraph three, page one, be changed as follows:

Guest speakers may be invited to use University facilities unless there is a definite indication that:

- (1) a law or governing regulation of the University will be violated,
- (2) the meeting will interfere with the peaceful and orderly functioning of the University,
- (3) the proposed speech will not be relevant to the educational mission of the University.

The University will act responsibly in inviting speakers and expects its guests to act responsibly.

3. that the following clause be added to the last sentence of the section on page two, entitled "Speakers Brought by Faculty":

and the three provisions of University policy stated above have been followed.

The University Senate approved amendment 1. governing change in title of policy.

Following extensive discussion an amendment to the amendment was presented to delete item (3) from proposed amendment 2. The Senate approved deletion of this item by a vote count of 49 to 39. The Senate then returned to consideration of the proposed amendment as amended. After some further discussion a member of the Senate challenged the presence of a quorum for further transaction of business. Following a head count which revealed the absence of a quorum, the Senate adjourned at 5:15 p.m.

Elbert W. Ockerman
Secretary

MINUTES OF THE UNIVERSITY SENATE, SEPTEMBER 9, 1968

The regular meeting of the University Senate was held in the Court Room of the Law Building, at 3:00 p.m., Monday, September 9, 1968. Chairman Sears presided. Members absent were: ~~Norman F. Billups~~, L. L. Boyarsky, Thomas W. Brower, W. Merle Carter*, Carl B. Cone*, Eugene C. Crawford, Jr., D. F. Diedrich*, Eugene B. Gallagher*, Art Gallaher*, Ward Griffen*, John V. Haley*, Holman Hamilton*, Omer Hamlin*, R. D. Haun*, Robert B. Hill, John L. Howieson, Meryle Hutchison*, Harris Isbell, Robert W. Kiser*, Donald E. Knapp*, Nancy Lair*, Karl O. Lange*, Richard S. Levine*, James W. Little*, M. J. McNamara, Ray Marshall*, Gene L. Mason, Dean H. Morrow*, J. A. Noonan*, Blaine F. Parker, James Prestridge, J. T. Reeves, Mary Ellen Rickey, T. R. Robe*, Arthur W. Rudnick, Jr.*, Myron G. Sandifer*, Paul Street, W. S. Ward*, D. R. Wekstein, A. D. Albright, William R. Willard*, Robert F. Kerley, Glenwood L. Creech, Lawrence A. Allen, Harold D. Gordon, Joseph Hamburg, Ellis F. Hartford, R. D. Johnson, and Joseph V. Swintosky*.

*Absence explained

The Chairman welcomed new and returning members of the Senate, those recently appointed to fill vacancies, and new ex officio members. In addition, he introduced the Parliamentarian and the Recording Secretary of the Senate.

The minutes of the meeting of May 9, 1968, were approved as circulated.

On behalf of the College of Law, Dean Matthews presented a Resolution on the death of Professor Dorothy Salmon. The Senate approved the Resolution for incorporation in the minutes and for the sending of a copy to her family.

Resolution on the Death of
Professor Dorothy Salmon

Miss Dorothy Salmon, Associate Professor of Law and Law Librarian, died in Lexington on August 14, 1968. She had been an elected member of the University Senate for a number of terms and so served at the time of her death.

Miss Salmon graduated from the University with a B.S. degree in Commerce in 1933 and was associated with the College of Law from that time until her death. She received the LL.B. degree in 1938, was admitted to the Kentucky bar in 1939, and in 1945 became Librarian and a member of the faculty. All of her professional career was marked by a special and constant dedication to the University and to the Law School.

She was held in the warmest regard by the students she taught and assisted over so many years--long after they had graduated and come to positions of leading responsibility in the legal profession. Her professional competence in law library administration was universally recognized by her associates in that field and by all who knew directly of her continuous contributions to the growth and development of the Law Library, now one of the major research collections in the southeast. To her faculty and staff colleagues in the College of Law she was a constant source of strength and help; not only because of the service she rendered but also because of her understanding of the high goals of legal education and her most capable pursuit of them.

Be it therefore resolved that this Senate and all members of the University Community express a deep sense of personal loss at her death, and extend sympathy to her family.

On behalf of the College of Education, Dr. Binkley presented a Resolution on the death of Dr. William R. Bingham. The Senate approved the Resolution for incorporation in the minutes. The Senate then stood for a moment of silent tribute in acknowledgment of the respect and esteem in which each of these faculty members was held.

Memorial Resolution on the Passing of
Dr. William Ray Bingham
(1921-1968)

William Ray Bingham was born and raised in Grant County in the northern part of Kentucky. A member of a typical rural family of the era, a fact about which he often spoke with pride, Bill's open and straightforward outlook on life was undoubtedly influenced by this background. His early years were enriched by his association with three brothers and a sister.

He attended Georgetown College for two years, leaving to serve in the United States Navy for three years during World War II. After completing his service as an officer on a combat cargo ship in the Pacific area, Bill entered the University of Kentucky where he graduated from the College of Agriculture in 1950.

After teaching experience in vocational agriculture in Lincoln and Bourbon Counties and service as a supervising teacher in teacher education, William Bingham was for three years an area supervisor in the Department of Education and Frankfort. In 1960 he joined the staff of the University of Kentucky and received his Doctor of Education degree here in 1965.

Bill Bingham possessed a keen and genuine interest in youth. He put people, especially young people, above "things". He was at his best when working with the development of leadership in youth groups such as Future Farmers, Young Farmers, beginning teachers, and church groups. He also did an outstanding job in the recruitment and orientation of prospective teachers.

As a part of his professional duties, one of Bill's most recent accomplishments was the development of wide interest and activity in the area of ornamental horticulture in vocational departments. Through cooperation with the College of Agriculture, a promising start was made in this field. Bill also served well in a number of professional organizations concerned with education and agriculture. He currently served as secretary of Phi Delta Kappa, regional editor for Agricultural Education Magazine, and was conference chairman for the Central Regional Research Conference in Agricultural Education, held on the University of Kentucky campus earlier this month. The successful completion of this conference was Bill's last official activity.

The tragic and untimely end of Bill's life, along with that of his wife, Ermany, and young son, Tim, in a highway accident is indeed a serious loss to our faculty, to the youth groups he served so well, to his church, and to the community in which he lived. Fortunately, the Bingham's fourteen year old daughter, Mariem, survived the accident and is recovering nicely.

In view of his many contributions and accomplishments the University Senate officially expresses its keen sense of loss at the passing of William Ray Bingham and moves that this resolution be spread on the minutes of the Senate as a reminder of the respect and esteem in which he was held. To his remaining family and friends, and especially his daughter, Mariem, the University Senate offers its deepest sympathy.

The Chairman reported that the Senate would have several lengthy meetings this year and that in order to circumvent the problem of maintaining a quorum after 5:00 p.m., the Senate Council had initiated the policy of beginning Senate meetings at 3:00 rather than 4:00 p.m., and that this policy was on an experimental basis.

The Chairman announced the appointment of a Program Planning Committee of the Senate with the following members and charge to the Committee:

Jacob H. Adler
Richard L. Anderson
Thomas R. Ford
Art Gallaher
James R. Ogletree (Chairman)
Nicholas J. Pisacano
John L. Ragland

The charges to this committee are (1) to make recommendations to the Senate Council about programs for Senate meetings, (2) to identify major educational issues facing the University and to make recommendations to the Council for action on these issues, and (3) to engage in other appropriate assignments designated by the Senate Council.


The members of the University faculty are encouraged to communicate in writing with members of this committee with respect to the nature and purposes of the University Senate, major educational issues facing the University, and suggestions about the improvement of Senate programs. The University Senate Program Committee shall be receptive to your responses at any time during the academic year. It would be most desirable and helpful, however, for the committee to receive your responses within the next few days. Letters and memoranda should be sent to Dr. James R. Ogletree, Room 251B, Dickey Hall.

Recommendations and suggestions from concerned members of the University Faculty will greatly facilitate the work of this committee.

Dr. Kirwan addressed the group informally and gave his first impressions as Interim President. He stated that thus far he had not found it to be an unpleasant experience; that it had been a very busy one, and that everyone had been most kind in their offerings of support and help. He also reported on the progress in the search for the new President; that it is going well and that the University has a very superior search committee; that if the faculty had been given the right to choose the Trustees who would serve in this capacity, it could not have come up with four any finer than those who are presently serving. He reported that the cooperation and harmony between the faculty and Trustee members is superb, that all are looking for the same kind of president, that the Trustees are very considerate of the faculty point of view, and that in the committee meetings with the full Board the assurances from the Board are right in line with those that the faculty members have had from the Trustee members on the committee. He stated further that the committee had been told by the Board, including the Governor, that it is their wish that the committee find the best President that can possibly be found for the University and that there will be no interference of any kind on the part of any member of the Board of Trustees. Dr. Kirwan reported that the work of the Committee is very encouraging; that it had found our national image to be much better than some might have thought; that it was much better on the national scale than on the local scene; and that the Committee hoped to have a recommendation to make to the Board of Trustees by the first of November.

President Kirwan stated that during the transition period he did not think it would be appropriate to propose any new programs to the Senate or Board of Trustees, nor to set the University in any new directions; that he also felt that certain major administrative appointments, e.g., the Vice President for Extension, Vice President for Undergraduate Studies, the Director of Athletics, should better be left to the new President after his arrival.

He stated that there were certain things of a pressing nature, however, which he felt could not wait and on which decisions needed to be made. One immediate problem before the University and particularly the Senate which he mentioned could not wait is the matter of the recodification of the Governing Regulations. He reported that Dr. Ralph Weaver had been working on this for the past several months and that a draft had been distributed; that a new draft is far along in preparation and will be submitted to the Faculty-Trustees Committee, and following its consideration by that group, will be submitted to the University Senate and finally to the Board of Trustees.



Minutes of the University Senate, September 9, 1968 (Cont'd)

Another item of a pressing nature which he mentioned was the need for the establishment of a University policy on speakers from off-campus. He strongly urged the Senators to proceed with all haste to establish a policy for recommendation to the Board of Trustees.

He reported that the next review is upon us and that it would be carried on under the general direction of the Executive Vice President and would probably be taken up in the October meeting of the University Senate.

Since dismissal of classes and invitation to the campus of political candidates must be authorized by the Senate, President Kirwan asked the group to consider such authorization at this meeting so that an invitation might be extended to the nominated candidates of the three political parties to address the University staff and students at convocations.

Dr. Kirwan then told of the great problem which he believes presently exists in the University -- that of the University image existing in the minds of our many publics-- particularly the local image. He stated that our most pressing problem is the rebuilding of confidence in the University; that as we have become big and complex and as our national image has changed to that of a more sophisticated institution we have lost some of the support and confidence of our friends in the Commonwealth. He urged that we begin to rebuild the confidence of the people which has been lost and that a beginning might be made by a self-examination and a striving to improve our communication. As one illustration, he pointed to the impression people have gained that we have concentrated on graduate education to the detriment of the undergraduate student. In this connection he mentioned the heavy mortality rate of freshmen and the fact that a student who fails leaves the University in an unhappy and discouraged state of mind and takes back to his community a public relations problem that has to be dealt with; that we need to concentrate more of our attention and more of our interest upon the undergraduate students.

In summation, President Kirwan stated that he thought the most important factor in our future success as a University is the development of morale - both among the faculty and the student body; that we talk too much of our deficiencies and not enough of our many qualities; that our national image in the areas of graduate and research programs is much more highly regarded than we are prone to think; that the time has come for the University to feel that it has now moved into the ranks of the respected and the good universities of this country; that we should push out our chests and hold our heads high; then perhaps the confidence the community has in us will also change because unless we believe in our own merits, no one else is going to believe either.

The Chairman introduced the members of the University Senate Council to the University Senate. They are: Staley F. Adams, Thomas R. Ford, Wesley P. Garrigus, James R. Ogletree, William K. Plucknett, Nicholas J. Pisacano, Robert W. Rudd, George W. Schwert, and Paul G. Sears, Chairman.

Professor Paul Oberst reviewed the background which led to the establishment of a proposed policy statement governing off-campus speakers. Chairman Sears reviewed the deliberations of the Senate concerning this same statement at the last Senate meeting in May. Dr. Michael Adelstein, whose amendment was on the floor of the Senate at the time of its adjournment last May due to lack of a quorum, stated that he wished to withdraw his amendment, in the interest of clarity, and because of a substitute proposal to be introduced by the AAUP. The Senate voiced no objection to this withdrawal and the motion on the floor was withdrawn. This action placed the original motion (the proposed statement concerning speakers from off-campus, circulated to the teaching faculty under date of April 29, 1968) back on the floor. Motion was then made to permit the substitution of a modified policy statement on speakers from off-campus, a copy of which had been handed to each of the Senators. This substitute policy reads as follows:

"In the historical role of a democratic institution of higher learning devoted to the search for truth, the University of Kentucky is dedicated to maintaining on its campus a spirit of free intellectual inquiry and an open exchange of ideas. It promotes vigorous, uninhibited debate and discussion, as well as critical and objective evaluation of divergent points of view.

It is the policy of the University to encourage its administration, faculty and students to invite outside speakers to its campus. The appearance of such speakers does not imply approval or disapproval of them, or of their views. They are brought to the campus because it is believed that their discussions will further the educational goals of the University.

Students and faculty shall be allowed to invite and to hear any person of their own choosing. Those routine procedures required by the institution before a guest speaker is invited to appear on campus shall be designed only to insure that there is orderly scheduling of facilities and adequate preparation for the event, and that the occasion is conducted in a manner appropriate to an academic community. The institutional control of campus facilities shall not be used as a device of censorship. Sponsorship of guest speakers does not necessarily imply approval or endorsement of the views expressed, either by the sponsoring group or the institution."

The motion was seconded. A Senator then asked that the original Policy which had been recommended to the University Senate by the Senate Council at the May meeting of the Senate be read. This Statement, read by Dr. Rudd, Secretary of the Senate Council, follows:

POLICY OF THE UNIVERSITY OF KENTUCKY
GOVERNING SPEAKERS FROM OFF-CAMPUS

Background

In the historical role of a democratic institution of higher learning devoted to the search for truth, the University of Kentucky is dedicated to maintaining on its campus a spirit of free intellectual inquiry and an open exchange of ideas. It promotes vigorous, uninhibited debate and discussion, as well as critical and objective evaluation of divergent points of view.

It is the policy of the University to encourage its administration, faculty and students to invite outside speakers to its campus. The appearance of such speakers does not imply approval or disapproval of them or of their views. They are brought to the campus because it is believed that their discussions will further the educational goals of the University.

The University will act responsibly in inviting speakers and expects its guests to act responsibly. Its policies require that:

1. No law or governing regulation of the University be violated by the proposed speech or program.
2. The meeting be peaceful and orderly and in no way interfere with the proper functioning of the University.
3. The proposed speech or program be relevant to the educational mission of the University in the providing of opportunity for open-minded, objective evaluation and dissemination of knowledge.

The University expects that various speakers who come to the campus will represent different shades of opinion and that some will express controversial and unpopular views. It is essential to free inquiry and the ultimate discovery of truth that all ideas be freely expressed and freely subjected to critical analysis in the University setting. To this end the University has re-examined and reaffirms and makes explicit its traditions in this area.

Speakers Brought by Faculty

The faculty must bear the major responsibility for carrying out the University's mission of producing and disseminating knowledge. The conduct of this mission requires an atmosphere of freedom to examine and discuss all ideas, including the novel and sometimes unpopular. The University expects the examination and discussion of ideas to be conducted in a fashion appropriate to the educational function and dignity of the University in accordance with its policies. Subject to this expectation and their own exercise of responsibility and discretion, faculty members are free to bring speakers to the campus of the University, providing proper arrangements for use of University facilities have been made.

Speakers Brought by Student Organizations

The protection of student freedom of discussion on the campus is a necessary facet of the preservation of the spirit of free inquiry to which the University is dedicated. Registered student groups bringing speakers to the campus will be guided by the three provisions of University policy stated above to insure the responsible exercise of freedom of expression.

The Senate Committee on Student Affairs is charged with the responsibility for recommending rules to insure that arrangements for speakers sponsored by registered student organizations comply with the provisions of this policy statement.

Extensive discussion and debate then ensued of whether or not to substitute the modified policy statement for the original motion. The Senate approved the motion to substitute the modified policy statement for the original motion by a vote count of 80 to 56.

Motion was then made and approved to amend the modified policy statement by deleting the second sentence of paragraph 2. The sentence which was approved for deletion reads as follows:

" . . . The appearance of such speakers does not imply approval or disapproval of them, or of their views . . ."

Motion was made and approved by the Senate to amend the modified policy statement by deleting the word "any" and making the word "person" plural in the first sentence of paragraph 3. The sentence then reads:

"Students and faculty shall be allowed to invite and to hear persons of their own choosing . . ."

Motion was made and approved by the Senate to amend the modified policy statement by deleting the word "necessarily" from the last sentence of paragraph 3. This sentence then reads:

" . . . Sponsorship of guest speakers does not imply approval or endorsement of the views expressed either by the sponsoring group or the institution."

The motion was then put to the Senators to adopt the substitute policy statement concerning off-campus speakers, as amended. The University Senate defeated this motion.

Dr. Stuart Forth, Acting Vice President for Student Affairs, presented a recommendation that the Senate give the Interim President of the University discretionary authority to call, sometime between now and the election, Convocations so that any or all of the national Presidential candidates might be heard at an all-student convocation. The Senate approved this recommendation.

* At 5:10 p.m. the Senate approved a motion to recess the meeting until Monday, September 16, 1968, at 3:00 p.m. when it will reconvene in the Court Room of the Law Building to continue its deliberations.

The University Senate reconvened at 3:00 p.m., Monday, September 16, 1968, in the Court Room of the Law Building. In the absence of the Chairman, Dr. Schwert, Vice Chairman of the Senate Council, presided. Since this meeting was a continuation of the September 9th meeting, no attendance roll was taken.

The Senate approved a request to permit a representative of the Lexington Leader, a representative of the University Kernel, and Miss Debbie Clark, Chairman of the Student Government Committee on Academic Affairs, to sit in the meeting.

Dr. Rudd, Secretary of the Senate Council, presented a recommendation from the Senate Council that a Statement of Policy of the University of Kentucky Governing Speakers from Off-Campus, a copy of which had been furnished to each of the Senators as they entered the meeting, be approved by the Senate for transmittal to the President and to the Board of Trustees. He reported that there was only one change of substance in this document from the original document (circulated to the faculty under date of April 29, 1968), that of modification of the last paragraph to read:

The University Senate shall be responsible for adopting rules for implementing the foregoing statement of educational policy.

On approval by Dr. Rudd and the seconder of the motion, a slight grammatical change was made in two words. Motion was then made to amend the motion to delete item 3 in paragraph 3. Following extensive debate the Senate voted by 104 to 40 to terminate that debate.

A motion was presented for a roll call vote. The Chairman ruled that this motion was defeated. The Senate then voted 96 to 51 to retain item 3, in paragraph 3, of the original motion.

Motion was made to amend the original motion to add the following sentence to the end of the Policy Statement:

The control of campus facilities shall not be used as a device of censorship.

The Chairman ruled that the motion was defeated.

The question was called at which time a motion was made calling for a roll call vote. This motion was seconded by Dr. Wendell C. DeMarcus. The Chairman ruled that a two-thirds majority of the Senate was not in favor of a roll call vote. The Senate then voted 109 to 33 to approve the original motion as recommended by Dr. Rudd with the slight grammatical change. The Policy of the University of Kentucky Governing Speakers from Off-Campus, as approved by the Senate for recommendation to the President and the Board of Trustees, reads as follows:

POLICY OF THE UNIVERSITY OF KENTUCKY
GOVERNING SPEAKERS FROM OFF-CAMPUS

Background

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The University will act responsibly in inviting speakers and expects its guests to act responsibly. Its policies require that:

1. No law or governing regulation of the University be violated by the proposed speech or program.
2. The meeting be peaceful and orderly and in no way interfere with the proper functioning of the University.
3. The proposed speech or program be relevant to the educational mission of the University in the providing of opportunity for open-minded, objective evaluation and dissemination of knowledge.

The University expects that various speakers who come to the campus will represent different shades of opinion and that some will express controversial and unpopular views. It is essential to free inquiry and the ultimate discovery of truth that all ideas be freely expressed and freely subjected to critical analysis in the University setting. To this end the University has re-examined and reaffirms and makes explicit its traditions in this area.

Speakers Brought by Faculty

The faculty must bear the major responsibility for carrying out the University's mission of producing and disseminating knowledge. The conduct of this mission requires an atmosphere of freedom to examine and discuss all ideas, including the novel and sometimes unpopular. The University expects the examination and discussion of ideas to be conducted in a fashion appropriate to the educational function and dignity of the University in accordance with its policies. Subject to this expectation and their own exercise of responsibility and discretion, faculty members are free to bring speakers to the campus of the University, provided that proper arrangements for use of University facilities have been made.

Speakers Brought by Student Organizations

The protection of student freedom of discussion on the campus is a necessary facet of the preservation of the spirit of free inquiry to which the University is dedicated. Registered student groups bringing speakers to the campus will be guided by the three provisions of University policy stated above to insure the responsible exercise of freedom of expression.

The University Senate shall be responsible for adopting rules for implementing the foregoing statement of educational policy.

The Senate approved a motion to permit the dissenters the privilege of informing the Secretary of the Senate of their dissent, to be recorded in the minutes. This list is as follows:

Robert A. Sedler
Sheldon Rovin
Robert H. Spedding
Milton E. Gellin
James L. Gibson
John L. Madden
J. B. Fugate
T. H. Taylor
William K. Plucknett
James W. Little
Donald Ivey
D. C. White
Gene L. Mason
Winston E. Miller
Jesse L. Weil
C. Leland Smith
Sheryl G. Snyder
Harry V. Barnard
J. W. Patterson
Henry F. Dobyns
John F. Leinhard

The University Senate approved the following motion:

To facilitate representation of faculty viewpoints and positions by faculty members of the Board of Trustees, the Senate Council moves that faculty members of the Board of Trustees who are not already elected members of the Senate Council be designated as ex officio non-voting members of the Senate Council.

Motion was made and approved by the Senate to return the meeting time of the Senate to 4:00 p.m.

Motion was made and seconded that at all subsequent meetings of the Senate a count be taken at the beginning of the meeting and if a quorum exists, it continue to exist until the meeting is adjourned.

The meeting adjourned at 4:35 p.m.

Elbert W. Ockerman
Secretary