

MINUTES OF MEETING
OF
SOUTH CAROLINA COMMISSION ON HIGHER EDUCATION

March 3, 1983
10:30 a.m. - 1:10 p.m.

MEMBERS PRESENT

Mr. Fred R. Sheheen, Chairman
Dr. Willa J. DeWitt
Mr. Robert C. Gallagher
Mr. Roosevelt Gilliam, Jr.
Mr. Robert E. Graham
Mr. Harold W. Jacobs
Dr. Alba M. Lewis
Mr. Joseph O. Rogers, Jr.
Mr. Mortimer F. Smith
Mrs. Nanette H. Smyth
Mr. C. Otis Taylor, Jr.
Mrs. Nelle H. Taylor
Mr. Robert L. Utsey, Jr.
Dr. Hugh H. Wells
Dr. Robert F. Williams
Dr. Louis D. Wright, Jr.
Mr. Robert L. Wynn III

MEMBERS OF THE PRESS

Ms. Camille Bradford
Mr. Walter Campbell
Mr. Lou Fontana
Mr. Reggie Hall
Ms. Katherine King
Mr. John Norton
Mr. Herman Rich
Ms. Sally Saunders
Ms. Nina Szlasberg
Mr. Rick Weston

GUESTS

Dr. Jo Anne Anderson
Mr. Melvin E. Barnette
Dr. Gordon W. Blackwell
Dr. Francis T. Borkowski
Mr. Hugh Doran
Mr. G. William Dudley, Jr.
Mr. Steve Elliott
Dr. Frank Farley
Mr. Joe D. Gault
Mr. Henry C. Giles, Jr.
Maj. Gen. James A. Grimsley, Jr.
Ms. Lily-Roland Hall
Dr. H. M. Holderfield
Dr. James L. Hudgins
Mr. Harold Jenkins
Mr. Hans Knoop
Dr. Carolyn McIver
Mr. J. Lacy McLean
Dr. Kenneth Penrod
Dr. Terry Peterson
Mr. Charles P. Ponitz
Ms. Jackie Scovall
Mr. Kemp Sigmon
Dr. Glenn G. Thomas
Mr. William E. Troublefield, Jr.
Dr. Hardy Wickwar

STAFF

Dr. Howard R. Boozer
Mr. Charles A. Brooks, Jr.
Mrs. Diane K. Jones
Dr. Frank E. Kinard
Mr. Alan S. Krech
Mr. Cannon R. Mayes
Mrs. Lynn W. Metcalf
Mrs. Leslie Ouellette
Dr. James A. Paschal
Ms. Alvena M. Smarr
Mr. James L. Solomon, Jr.
Dr. John C. Sutusky
Mrs. Gaylon Syrett
Mrs. Carol D. Waldo

I. Approval of Minutes of February 3, 1983, Meeting

It was moved (O. Taylor), seconded (N. Taylor), and voted that the minutes of the February 3, 1983, meeting be approved as written.

II. Committee Appointments

Mr. Sheheen reported that Standing Committee assignments have been made for 1983 (Exhibit A). He announced that Mrs. Taylor was elected chairman of the Committee on Academic Affairs; Mr. Gallagher, Mr. Taylor, Dr. Wright, and Mr. Gilliam were reelected chairmen of the Committees on Business and Finance, Facilities, Health and Medical Education, and Implementation of the State Desegregation Plan, respectively.

Mr. Sheheen recommended that the structure of the Committee on Legislative Relations be changed to consist of all members of the Commission (Committee of the Whole), and that Mr. Graham be reelected chairman. He recommended also that the Executive Committee serve as the steering committee for legislative matters. It was moved (Wright), seconded (Gilliam), and voted that the recommendations be adopted.

III. Report of Blue Ribbon Committee on Medical Doctor Education

Dr. Gordon W. Blackwell, chairman of the Blue Ribbon Committee on Medical Doctor Education appointed to study the future demand for physicians in South Carolina, summarized the recently completed report of the Committee. It was moved (Wright), seconded (Smyth), and voted that the report be referred to the Committee on Health and Medical Education for recommendations to the Commission at the earliest possible date. Mr. Sheheen suggested that the Committee invite other members of the Commission to attend its meetings concerning the report. Dr. Blackwell's comments are attached as Exhibit B.

Mr. Sheheen expressed appreciation, on behalf of the Commission, to Dr. Blackwell and other members of the Blue Ribbon Committee, Dr. Kenneth E. Penrod (consultant), and Dr. Sutusky and Mrs. Jones of the staff for their outstanding work over the past several months.

IV. Report of Committee on Academic Affairs

Reconsideration of Proposal for New Program: A.I.T., Nuclear Service Technology, Spartanburg Technical College. Mrs. Taylor, chairman of the Committee on Academic Affairs, reported that Spartanburg Technical College proposes to begin a program leading to the associate in industrial technology degree with a major in nuclear service technology. Unlike other degree programs offered by South Carolina technical colleges, this program was designed to serve a single employer, Westinghouse Electric Corporation's Nuclear Service Division. The Commission initially considered this proposal on February 3, 1983, and referred it back to the Committee on Academic Affairs for further discussion. The Committee met again with representatives of the technical education system and Westinghouse Electric Corporation on February 25, 1983, and confirmed that the proposed arrangement was the only feasible way of offering this particular degree program in Spartanburg.

The Committee reaffirms its recommendation that this program be approved by the Commission, subject to the understanding that it will be discontinued at the end of six years unless continuation is requested and justified to the Commission in writing, and subject to the further understanding that it will be made available on the same basis to any similar corporation which might locate in the service area and have the need, interest, and appropriate personnel and facilities. It was moved (N. Taylor) and seconded (Wynn) that the recommendation of the Committee

be approved. Mr. Graham asked if the State Board for Technical and Comprehensive Education anticipates establishing similar programs at other institutions. Dr. H. M. Holderfield of the SBTCE staff stated that, while no other such programs have been identified at this time, it is probable that others will be proposed in the future. The motion was adopted.

V. Report of Committee on Business and Finance

Mr. Gallagher, chairman of the Committee on Business and Finance, reported on the following matters:

a. Further Consideration of Institutional Responses to the Budget and Control Board Resolution of November 3, 1982. The Budget and Control Board adopted a resolution on November 3, 1982, recommending that all colleges and universities submit to the Commission on Higher Education, by January 15, 1983, "plans to meet the high technology needs of South Carolina by reordering their internal priorities within existing budgets." The resolution further recommends that "after review and evaluation by the Commission, the Commission shall report its recommendations to the House Ways and Means Committee and the Budget and Control Board."

At its meeting on February 3, 1983, the Commission voted to recommend to the Budget and Control Board that no change be made in the current allocation of the salary and equipment enhancement funds in the current Appropriation Bill, and that if additional funds can be made available for higher education during the current legislative process, the Commission be given the responsibility of allocating the funds to the institutions (see minutes of February 3, 1983, meeting, pp. 737-38). The Commission also indicated that additional study would be given to specific suggestions received from the institutions and that further recommendations might be forwarded to the Board in early March.

Mr. Gallagher reported that the Committee recommends that no changes be made in the Commission's allocation of salary and equipment enhancement funds. The Committee further recommends that if additional cuts in the 1983-84 allocation for higher education are necessary, the Commission be allowed to determine where such cuts should be made. The Committee noted that the institutions and the Commission recognize the importance of quality programs in the sciences and in technology and have already shifted funds from other areas to increase funding in high technology programs. A major concern is that further shifts in funding of such programs may be at the expense of the humanities and the social sciences. It was moved (Gallagher) and seconded (Utsey) that the recommendations of the Committee be approved and be transmitted to the Governor, the Budget and Control Board, and the House Ways and Means Committee. The motion was amended (Lewis) and seconded (DeWitt) that the Committee also note its concern that shifts in funding may be at the expense of the education of teachers. The amended motion was adopted. The letter of transmittal is attached as Exhibit C.

b. Revised Schedule for Review of College and University 1984-85 Appropriation Requests. Mr. Gallagher reported that the tentative schedule for review of college and university 1984-85 appropriation requests has been revised to correspond with a change in the Budget and Control Board schedule. It was moved (Gallagher), seconded (N. Taylor), and voted that the revised schedule be adopted (Exhibit D).

c. Contingency Plan to Accommodate Reduction in 1982-83 CHE Appropriation. Mr. Gallagher reported that the State Auditor has requested that all State agencies prepare contingency plans to accommodate a reduction of 3% in their 1982-83

appropriations, and that such plans be submitted to the Budget and Control Board by March 4, 1983. The Committee on Business and Finance recommends that the Commission's budget be reduced in the following areas to achieve the required reduction, totaling \$47,897:

Personal Services	\$10,800
Staff Travel	2,000
Contractual Services	16,697
State Grants Program	18,400
Total	\$47,897

It was moved (Gallager), seconded (Wells), and voted that the recommendation of the Committee be adopted.

Mr. Taylor suggested that the Commission consider serving as a model for other State agencies by returning per diem payments to the State Treasurer. Mr. Gallager stated that the Committee has considered that suggestion but does not believe it to be a feasible plan. Mr. Smith stated that Mr. Taylor's suggestion deserves further consideration by the Commission.

d. Consideration of Joint Resolution Concerning Employee Leave Without Pay. At the invitation of the Chairman, Maj. Gen. James A. Grimsley, Jr., chairman of the Council of Presidents of Public Colleges and Universities, requested on behalf of the Council that the Commission endorse a "Joint Resolution to Authorize the State Budget and Control Board to Direct All Employees to Take Leave Without Pay, Not to Exceed Five Days, During the Fiscal Year 1982-83 and to Provide Procedure for Implementing the Directive," now in the House Ways and Means Committee. He noted that the option to furlough employees would assist the institutions in making additional required budget reductions in the short time remaining in the 1982-83 fiscal year. It was moved (Gallager), seconded (Lewis), and voted that the resolution be endorsed by the Commission.

VI. Report of Committee on Facilities

Mr. Taylor, chairman of the Committee on Facilities, reported on the following matters:

a. Consideration of Request to Lease Dormitory Facilities, Lander College. The Lander Foundation has proposed to construct student housing units to accommodate 124 students on property it owns adjacent to the Lander College campus provided the College will lease the units. Lander is currently leasing space two and one-half miles from the campus which houses 128 students. Officials at Lander state that there are problems associated with the distance of this housing from the campus. The proposed lease of facilities adjacent to the campus would eliminate the distance problem and would meet the institution's immediate housing needs. If such a lease were approved, Lander would withdraw its request to construct a dormitory.

The Committee recommends that the Commission approve in principle the concept proposed with the stipulation that Lander College should attempt to negotiate a lease-purchase agreement with the Lander Foundation for consideration by the Commission at its May 5, 1983, meeting. It was moved (O. Taylor) and seconded (Wynn) that the recommendation of the Committee be adopted. The motion was amended (Wells) and seconded (Williams) that the recommendation of the Committee

be adopted provided (1) that the College attempt to negotiate a lease-purchase agreement with the Lander Foundation for consideration by the Commission at its meeting on April 7, 1983; (2) that the lease will expire in five years with an option to renew; and (3) that the College will cancel its current lease on off-campus housing. The amended motion was adopted, with Mr. Graham opposing.

b. Consideration of Dormitory Projects at Clemson University, College of Charleston, and South Carolina State College. Mr. Taylor reported that the Commission recommended to the Budget and Control Board that dormitory projects requested for funding in fiscal year 1983 be deferred pending the results of Commission studies of possible program shifts and undergraduate enrollment limitations. When it appeared that such studies would not affect the dormitory projects currently proposed, the Committee recommended and the Commission approved, on February 3, 1983, a policy to govern the funding of new dormitory projects. The Committee then requested that each institution requesting a dormitory project submit additional data to determine if its request met the requirements of the policy. The following requests were evaluated in accordance with the policy:

(1) Addition to Calhoun Courts, Clemson University, \$3,830,000. This project would add approximately 200 beds to the 512 already existing at Calhoun Courts. Additional operating costs of \$65,000 would be paid from housing operating revenues. The Committee recommends approval. Mr. Gallagher noted that Clemson proposes to replace leased off-campus housing with the additional space at Calhoun Courts. It was moved (O. Taylor), seconded (Gallagher), and voted that the recommendation of the Committee be adopted.

(2) Residence Hall/Cafeteria (\$10,000,000) and Site Purchase (\$325,000), College of Charleston. This project would consist of construction of a 150,000 square feet integrated facility that would house a 500-bed residence hall and a 500-seat cafeteria on the ground floor. The College states that insufficient dormitory space is a major deterrent to the College's projected enrollment. Maintenance and operating costs would be paid from auxiliary enterprise revenues generated by the facility. The Committee recommends that the project be deferred pending the results of Commission studies of possible undergraduate enrollment limitations. Mr. Gallagher requested that, when it is recommended that projects be deferred, the institutions be advised of the reasons for deferral, which had not occurred in this case. It was moved (O. Taylor), seconded (Wynn), and voted that consideration of the project be deferred to the April 7, 1983, meeting of the Commission, and that the College of Charleston be advised of the reason for deferral.

(3) Men's Residence Hall (\$3,500,000) and Women's Residence Hall (\$3,500,000), South Carolina State College. Each proposed residence hall would house approximately 200 students. No additional operating costs would be required. The Committee notes that the institution's enrollment projection indicates a decrease of 331 students by 1987; further, the institution failed to demonstrate that auxiliary enterprise revenues would be adequate to amortize costs and to meet the operation and maintenance costs of the proposed facility. The Committee recommends that the projects be deferred. It was moved (O. Taylor), seconded (Graham), and voted that the recommendation be approved, that the projects be considered at the April 7, 1983, meeting of the Commission, and that South Carolina State College be advised of the reason for deferral.

VII. Report of Committee on Implementation of the State Desegregation Plan

Consideration of Response to the U.S. Department of Education. Mr. Gilliam, chairman of the Committee on Implementation of the State Desegregation Plan, reported that the U.S. Department of Education's evaluation of South Carolina's progress in implementing the State Desegregation Plan was received by Governor Riley on February 3, 1983, with the request that a response be submitted within 60 days. In keeping with the Commission's responsibility to monitor the implementation of the Plan, Governor Riley requested that the Commission develop an appropriate response. Since that time, the Implementation Committee and the Commission staff, in consultation with staff members from the Governor's Office and the Attorney General's Office, have worked on the response. A draft response was discussed with representatives from the U.S. Department of Education on February 28, 1983, and efforts have been made to address the concerns expressed by these officials. The Committee recommends that the proposed response be approved and transmitted to the U.S. Department of Education (Office for Civil Rights, Region IV) prior to the March 31, 1983, deadline. It was moved (Gilliam), seconded (Smith), and voted that the recommendation of the Committee be adopted.

Mr. Gilliam expressed appreciation to members of the Committee and staff members who assisted the Committee for their diligent work in preparing the response in a very short period of time.

VIII. Report of Committee on Legislative Relations

Mr. Graham, chairman of the Committee on Legislative Relations, reported on the following matters:

a. Status Report on Higher Education Bills. Mr. Graham reported on higher education legislation introduced in the General Assembly as of March 2, 1983.

b. Consideration of Commission Positions on Selected Higher Education Bills. Mr. Graham reported that Senator Harry A. Chapman, Jr., Chairman of the Senate Education Committee, wrote to Dr. Boozer on February 2, 1983, enclosing a list of bills and regulations that had been forwarded to the Senate Education Committee. He requested that Dr. Boozer submit position statements on the listed bills, as thought necessary.

Dr. Boozer wrote to Senator Chapman on February 11, 1983, indicating that S.118 (providing for retention and preservation of institutional and student records of defunct nonpublic degree-granting institutions), initially drafted by staff members of the Commission and the State Department of Archives and History, has the support of the Commission. He noted that the Commission had not taken a position on the other three bills affecting higher education (S.20, S.21, and H.2111), but that they would be called to the Commission's attention. Discussion of these bills follows:

S.20: Hazing resulting in bodily injury is defined as a misdemeanor. Expulsion of guilty party required.

On February 16, 1983, the Senate Education Committee referred this bill to a sub-committee consisting of Senators Lake, Rushing, and Wise (chairman).

Dr. Boozer recommended that, because the regulation of student conduct is a responsibility of the administrations and governing boards of the

institutions, the Commission take no position on this bill. It was moved (Smith), seconded (Smyth), and voted that the recommendation be adopted.

- S.21: Revises higher education program termination appeal process to include hearing and action by joint meeting(s) of Senate and House Education Committees.

This bill was reported out favorably by the Senate Education Committee on February 16, 1983.

Under Act 410 (1978), an appeal to Commission recommendation(s) that program(s) be terminated can be sustained by either of the two education committees acting alone. This therefore allows action by only one committee to invalidate the Commission's recommendation(s).

S.21 provides that the two committees "must hear in joint session the parties to the appeal." In addition, "the two committees shall meet together in joint session after such hearing and determine jointly the outcome of the appeal by majority vote." Further, "unless a majority of the committee members concur in favor of the appeal against termination, the program must be terminated at a time to be determined by the Commission . . ."

Dr. Boozer recommended that this bill be endorsed by the Commission. It was moved (N. Taylor), seconded (Wynn), and voted that the recommendation be adopted.

- S.118: Provides for retention and preservation of institutional and student records of nonpublic degree-granting institutions.

The House version of this bill (H.2339), substantively the same as S.118, has passed the House. The Senate Education Committee on February 16, 1983, favorably reported out H.2339. This non-controversial bill was drafted by CHE staff and the staff of the State Department of Archives and History and was introduced in the 1982 General Assembly with the endorsement of the Commission and Archives and History.

Dr. Boozer recommended that the Commission reaffirm its support of this bill. It was moved (Smith), seconded (O. Taylor), and voted that the recommendation be adopted.

- H.2111: Exempts educational foundations of State-supported colleges/universities from the requirement to register as a charitable organization.

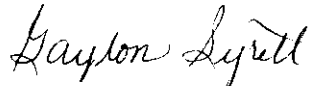
This bill on February 16 was referred by the Senate Education Committee to a sub-committee consisting of Senators Rubin (chairman), Sanders, and Turnipseed.

Dr. Boozer noted that a recently completed study by the Legislative Audit Council, "Review of the Relationship Between State Agencies

and Associated Endowments," and a report on foundations by the State Auditor's Office might have serious implications with respect to H.2111. He recommended that consideration of this bill be deferred. It was moved (Wells), seconded (Graham), and voted that the recommendation be adopted.

The meeting was adjourned at 1:10 p.m.

Respectfully submitted,

A handwritten signature in cursive script, reading "Gaylon Syrett".

Gaylon Syrett
Recording Secretary