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# University of New Mexico Board of Regents Minutes for March 05, 1974

University of New Mexico Board of Regents

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THE MINUTES OF THE MEETING OF  
THE REGENTS OF THE UNIVERSITY OF NEW MEXICO

March 5, 1974

The Regents of the University met at 3:00 p.m. on Tuesday, March 5, 1974, in the Council Room of the New Mexico Union.

Present: Mr. Calvin P. Horn, President  
Mrs. Frank A. Mapel, Secretary-Treasurer  
Dr. Albert G. Simms II  
Professor Victor H. Regener, Chairman, Faculty  
Policy Committee, Adviser

Absent: Mr. Austin E. Roberts, Vice President  
Mr. Henry Jaramillo, Jr.  
Mr. Stanley Read, President, GSA, Adviser  
Mr. Ross Perkal, President, ASUNM, Adviser

Also present: President Ferrel Heady  
Mr. John Perovich, Vice President for Business and  
Finance  
Dr. Paul H. Silverman, Vice President for Research  
and Graduate Affairs  
Ms. Karen Glaser, Acting Vice President for Student  
Affairs  
Dr. Leonard M. Napolitano, Dean, School of Medicine  
Mr. John N. Durrie, University Secretary  
Mr. Jess E. Price, Director of Public Information  
Mr. D. Peter Rask, University Counsel  
Mr. Bill Weeks, Director of University Relations  
Mr. Howard Bryan, Albuquerque Tribune

\* \* \* \* \*

Mr. Horn said that this special meeting had been convened in compliance with the recent legislative act prohibiting secret meetings of public bodies. The Act, he said, requires that "the affected body shall determine at least annually in a public meeting what notice shall be reasonable when applied to such body."

Regulations Concerning  
Public Notice of  
Regents' Meetings

Mr. Durrie stated that on February 28 he had posted public notice of the special meeting on the bulletin board of Scholes Hall and had caused similar public notice to be published as a legal advertisement for two consecutive days in the Albuquerque Journal and the Albuquerque Tribune. He said that affidavits to this effect had been executed and were in his possession.

Mr. Rask, University Counsel, reviewed for the Regents the recently enacted statute, "An Act Prohibiting Secret Meetings of

Public Bodies; Providing a Penalty; Repealing a Certain Section of the NMSA 1953; Declaring an Emergency." In this connection, he said that he had prepared a proposed regulation concerning what the Regents might consider "reasonable" public notice of meetings. He noted that the Act permits the Regents to determine what "reasonable notice" is, but that the courts will decide what the statute really means if there is a challenge. He said, additionally, that he looked upon the proposed regulations as temporary in nature and that he would like to pursue the matter further with the Regents' permission.

After considerable discussion of the proposal presented by Mr. Rask, and after several changes were made, it was moved by Dr. Simms, seconded by Mrs. Mapel, that the resolution be approved and adopted in the following form. Carried.

REGULATIONS OF THE REGENTS OF THE UNIVERSITY OF NEW MEXICO  
CONCERNING PUBLIC NOTICE OF REGENTS' MEETINGS

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BE IT RESOLVED BY THE REGENTS OF THE UNIVERSITY OF NEW MEXICO,  
A BODY CORPORATE:

1. Recitals. These regulations are adopted pursuant to a recently enacted statute of the State of New Mexico which prohibits secret meetings of public bodies.
2. Notice to public of meetings. Notice to the public of meetings of the Regents specifying the date, time, and place thereof will be given at least five days prior to the meeting in the following manner:
  - A. By publishing such notice in a newspaper of general circulation,
  - B. By posting such notice on a bulletin board in a public hallway of the University's administration building, Scholes Hall, and
  - C. By the issuance of a general news release.
3. Notice of emergency meetings.
  - A. "Emergency" is defined to include an unexpected occurrence or condition, or the state resulting therefrom, which may require immediate consideration or action by the Regents to relieve the occurrence or condition.
  - B. Notice to the public of emergency meetings of the Regents specifying the date, time, and place thereof will be given at least two hours prior to the meeting by giving said information by telephone to at least one news service, one radio station, one television station, and one newspaper, having broadcasting or publishing facilities as the case may be, in the Albuquerque area, or by giving such other notice as may be practicable under the circumstances.

