

213
0/0

copy

AN ACT

TO PROVIDE FOR THE

GOVERNMENT AND MAINTENANCE

OF THE

UNIVERSITY OF KANSAS.

1889.

TOPEKA.

KANSAS PUBLISHING HOUSE: CLIFFORD C. BAKER, STATE PRINTER.

1889.

(SENATE BILL No. 27.)

AN ACT

To provide for the government and maintenance of
the University of Kansas.

*Be it enacted by the Legislature of the State of
Kansas:*

SECTION 1. The name, THE UNIVERSITY OF KANSAS, and its location at Lawrence, in Douglas county, are continued under this act.

SEC. 2. The University shall provide the means of acquiring a general and thorough knowledge in literature, the sciences and the arts; and also provide students who desire to pursue special studies, with the most approved appliances, authorities and instruction to insure the greatest knowledge and research in any special branch of learning connected with university education.

SEC. 3. The University shall consist of three departments: I. A Department of the Literatures; II. A Department of the Sciences; III. A Department of the Arts. Within these three departments there shall be established such schools as the Regents in connection with the Faculty may order.

2

SEC. 4. The government of the University is vested in a board of seven Regents, six of whom shall be appointed by the Governor and confirmed by the Senate, and whose term of office shall be four years. Two of the said Regents shall be appointed on the first day of April, 1889, and shall hold their office until the first Monday of February, 1893. Two others shall be appointed on the first day of April, 1890, one of whom shall hold his office until the first Monday of February, 1891; and one shall hold his office until the first Monday of February, 1893; and on the first Monday of February, 1891, and every two years thereafter, three Regents shall be appointed for a term of four years each, and their names immediately transmitted to the Senate for confirmation. Whenever any vacancy shall occur in the said Board of Regents, it shall be the duty of the Governor at once to appoint some suitable person to fill said vacancy. And when any appointment is made while the Legislature is not in session, the appointee shall hold his office until some action is taken upon his appointment by the Senate; and if the Senate refuses to take action thereon, his office shall cease at the close of the session.

SEC. 5. In the selection of said Regents, no one shall be connected with the University as professor, tutor, teacher, or employe, except as the Chancellor thereof.

SEC. 6. The Board of Regents shall be a body corporate, under the name of "The Regents of the

University of Kansas," and as such may sue and be sued, make contracts, and hold and transfer property, both real and personal, for the University. They shall provide a seal with their corporate name, which shall be used to attest all contracts in writing, obligating the University. It shall take four members of the Board of Regents present in person to constitute a quorum for the transaction of any business, but a less number may adjourn from time to time, and fix the time for meeting after such adjournment. The meetings of the Board of Regents may be called at such times as they shall prescribe, but all meetings shall be at the University. They shall elect from their own number a Vice-President, who may perform all the duties of the President of the Board, in his absence, and when both are absent the Board may elect from their own number a President *pro tem.*, who for the time being may act as President, and do and perform all acts required of the President. It shall be the duty of the President to sign all contracts, orders, and every paper obligating the University for a valuable consideration, and such contract, order or paper shall be attested by the Secretary, with the seal of the Regents thereto attached.

SEC. 7. The Board of Regents shall elect a Secretary and Treasurer, who shall be one and the same person, whose duty shall be to receive and receipt for all moneys of the University; keep all accounts which may be directed to be kept by the Board;

keep inventories of all property of the University as minutely as may be directed by the Board; keep all records of their transactions as they may require, and otherwise do such clerical and executive work as may from time to time be directed by the Board, and who shall at all times be under the immediate direction and authority of the Chancellor, except as otherwise explicitly directed by the laws of the State or the requirements of the Board. The said Secretary and Treasurer, before he enters upon the duties of his office, shall give bond in such sum and with such sureties as the Board may direct, and which shall be approved by the Executive Council, and deposited in the office of the Secretary of State.

SEC. 8. The Regents shall elect a Chancellor, who shall be the chief officer of the University, the head of each department thereof, and President of the Board of Regents, with the full power of a Regent, and whose duties and powers otherwise than prescribed in this act shall be prescribed by the Board of Regents. They shall also appoint the professors, assistants and tutors, and may increase and diminish their number as the interests of the University may require. They shall also employ a janitor, librarian and such other officers and employes as in their judgment the needs of the University require. And the said Chancellor, professors, assistants, tutors, and all other officers and employes of the University, shall hold their places at the pleasure of the Board, and

shall receive such compensation as they may prescribe.

SEC. 9. The several departments of the University shall be under the immediate control and government of the Chancellor and their respective faculties. The Board of Regents shall have power to prescribe by-laws not inconsistent with the laws of the State, to regulate the course of instruction, and with the advice of the Chancellor and the several faculties, prescribe the books, authorities and apparatus to be used in the several departments. The Regents shall also, with the Chancellor and faculties, confer such degrees as in their judgment they shall deem best. But no strictly honorary degree without corresponding literary or scientific attainments shall ever be granted by the University. Due regard shall be paid to the wants of such pupils as may desire to select a particular course of study not laid down in the curriculum, and every advantage and assistance not conflicting with the regular work of the University shall be given to such as may wish to pursue special branches of learning for which no corresponding degree is provided, and special degrees may be conferred for high attainments therein. There shall be established at least four courses in the University, and for the completion of which corresponding degrees shall be conferred; and post-graduate courses may be established in either department of the University, and corresponding degrees may be conferred for graduation therefrom.

6

SEC. 10. After the close of the University year in 1891, the elementary courses and instruction to prepare students for admission to the University shall cease therein, and all admissions to the regular University courses shall be upon examination or certificate from some high or preparatory school where courses of study have been established for the purpose of preparing students for admission into the freshman classes of the University.

SEC. 11. Admission to the University shall be free to all the inhabitants of the State, but a sufficient fee shall be required from non-resident applicants, to be fixed by the Board of Regents. And no person shall be debarred on account of age, race, or sex.

SEC. 12. The Board of Regents shall, on or before the first day of September preceding the regular session of the Legislature, report to the Governor, setting forth in brief the affairs of the University, its condition, the branches taught, the amount of its receipts and expenditures, the number of professors, assistants, tutors, officers, employes, and the compensation of each; also the number of students in the several schools, together with an estimate of the expenses for the ensuing biennium, and such other information as they may deem important, or the Superintendent of Public Instruction may require.

SEC. 13. The Board of Regents shall receive no other compensation except for their necessary and actual expenses, to be paid upon itemized and verified statements.

SEC. 14. To provide funds for the current expenses of the University, and for buildings and repairs, library and apparatus, and for any geological survey or scientific work which may be conducted under the auspices of the University for the benefit of science or the State, there shall be made for the fiscal year ending June 30, 1891, and annually thereafter, and which shall be in lieu of all other appropriations, a sufficient levy by the proper officers to create a fund of seventy-five thousand dollars per annum, which shall be levied and collected in the same manner as are other taxes; and which shall be known as the "current University fund"; and all sums not expended for the purposes above set forth arising from the current University fund shall be annually paid into the permanent University fund; and said permanent University fund shall at no time be diminished for any purpose whatever; and whenever any gift, devise or bequest shall be granted to the University, the principal amount or proceeds thereof shall be made a part of the permanent University fund, unless otherwise expressly directed by the donor.

SEC. 15. Chapter 105 of the session laws of 1864, entitled "An act to organize the University of the State of Kansas;" also, all such parts of chapter 135 of the session laws of 1873, entitled "An act entitled 'An act to provide for the appointment of regents and trustees for the control of the public institutions of the State, and defining certain powers

thereof,'” as relate or in any manner appertain to the University of Kansas; also, the proviso of section 1, chapter 28 of the session laws of 1876, which relates to the establishing of a normal department in the University; also, section 5 of chapter 104 of the session laws of 1866, which pertains to the treasurer of the University; also chapter 151 of the session laws of 1885, relating to a chair of pharmacy in the University; also, all such sections, parts or paragraphs of sections of chapter 130 of the session laws of 1876, as relate or in any manner appertain to the University of Kansas, are hereby repealed.

SEC. 16. This act shall take effect and be in force from and after its publication in the official State paper.

Approved February 25, 1889.

I do hereby certify that the above and foregoing is a true and correct copy of the original enrolled law now on file in my office.

In testimony whereof, I have hereunto subscribed my name and affixed my official seal.

[Seal.] Done at Topeka, Kansas, this 25th day of February, A. D. 1889.

WILLIAM HIGGINS,

Secretary of State.