



DAVID PIERPONT GARDNER
President

OFFICE OF THE PRESIDENT
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July 6, 1990

• CHANCELLOR TIEN

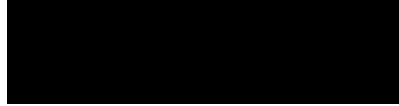
**Delegation of Authority to Approve Certain Activities of the
Miller Institute for Basic Research in Science, Berkeley Campus**

Paragraph II of the "Statement Establishing the Institute for Basic Research in Science" approved by The Regents October 14, 1955 [and amended by The Regents February 16, 1967] in accordance with the Trust Agreement of June 9, 1943 by and between The Regents and Adolph C. Miller, reserved to The Regents the authority to approve certain activities of the Institute on the recommendation of the President, the Chancellor of the Berkeley campus, and the Advisory Board. Among these activities are: (1) appointment of members to the Advisory Board, (2) annual budget request of the Institute, (3) extension of the term of appointment of Research Professors or Research Fellows beyond five years, and (4) approval of the annual report concerning the operations of the Institute. In addition, the Statement provided that the Chairman of the Executive Committee of the Advisory Board, who functions as Executive Director of the Institute, be designated by the President.

At the May 18, 1990 meeting, The Regents delegated authority to the President for the administration of the activities of items (1), (2), and (4) above. The Regents have retained authority for the activities of item (3). Effective immediately, subject to the terms of the attached May 18, 1990 Regental authorization, as Chancellor of the Berkeley campus you are authorized to designate the Chair of the Executive Committee; and to approve: the appointment of members to the Advisory Board following consultation with the Executive Director of the

Institute; the annual budget request of the Institute as recommended by the Advisory Board; and the annual report on the operations of the Institute.

This authority may not be redelegated.



David Pierpont Gardner

Attachment

cc: Senior Vice President Frazer
Senior Vice President Brady
Associate Vice President Moore
Executive Director Wilt
Special Assistant Young
Director Rogin
Director Switkes
Principal Officers of The Regents

Approved
Approved as amended
Accepted
Notice served
Deferred
Withdrawn
Disapproved

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E REPORT

May 18, 1990

DA 1027

F. Proposed Amendment of Policy on Miller Institute for
Basic Research in Science, Berkeley Campus

The Committee recommends that Paragraph II of the "Statement Establishing the Institute for Basic Research in Science," approved by The Regents October 14, 1955 (and amended by The Regents February 16, 1967) in accordance with the Trust Agreement of June 9, 1943 by and between The Regents and Adolph C. Miller, be amended effective immediately to delegate to the President the authority to approve certain matters concerning the governance of the Miller Institute for Basic Research in Science, Berkeley campus, as shown on the Attachment.

MILLER INSTITUTE FOR BASIC RESEARCH IN SCIENCE

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II. Organization

The Institute shall be administered by an organization under the basic authority granted The Regents by the agreement and shall consist of an Advisory Board, and Executive Committee, and such academic and non-academic staff as may be necessary to fulfill its purposes.

1. **The President.** The following matters shall be submitted to the President for approval.

A. Appointment of members of the Advisory Board following consultation with the Executive Director of the Miller Institute and the Chancellor of the Berkeley campus.

B. Annual budget requests of the Institute as recommended by the Advisory Board.

C. Annual reports on the operation of the Institute.

2. **Advisory Board.** The Advisory Board shall consist of seven members; the President of the University, chairman, and six appointed by the President of the University following consultation with the Executive Director of the Miller Institute and the Chancellor of the Berkeley campus, three to be chosen from the faculty of the University and three from a list of nominees in no way connected with the University, such list to be submitted by the National Academy of Science. The terms of appointive members shall be three years, and, in order to achieve continuity, the terms of the University and non-University members shall be staggered so that one each will be appointed annually, the initial terms of one, two or three years to be determined by the Advisory Board at its first meeting. The Advisory Board may adopt necessary By-Laws for the functioning of the Institute. By vote of a majority of its members, the Advisory Board shall recommend to the President of the University approval of the annual budget request of the Institute. The Advisory Board shall also, upon majority vote of its members, recommend to the President of the University a program of research to be sponsored or conducted by the Institute and such appointments of Research Professors as are deemed appropriate by the Board for the furtherance of the program.

3. **Executive Committee.** The Executive Committee shall consist of the four University members of the Advisory Board, one of whom shall be designated as Chairman by the President. The Committee shall be responsible for the execution of the Institute's program within the budgets approved by the President. It shall issue invitations for the submission of projects, appoint Research

Fellows, allocate contingent funds to meet unexpected needs in connection with approved projects and budgets, and such other interim actions as may be authorized by the Advisory Board. The Chairman of the Executive Committee shall supervise the detailed administration of the Institute including the space, staff and funds allocated for this purpose.

4. **Research Professorships and Fellowships.** The term of appointments to Research Professorships or Research Fellowships shall not exceed five years, provided the term of a Research Professor or Fellow may be extended, upon recommendation of the Advisory Board, by a vote of three-fourths of the members of the Board of Regents, but in no event in excess of ten years. Full-time appointments should normally be limited to shorter periods than five years although part-time appointments may appropriately continue for longer periods within this limit. In particular, the Institute should not provide long term senior level appointments which would tend to replace regular professorial appointments of the departments. Appointees who are on the University faculty will receive a salary in the Institute at the same rate as would apply in their regular appointment.

5. **Other Personnel.** The titles and conditions of employment of other personnel shall be in accordance with the approved policies and procedures established by the President and The Regents.